

SIXTY-SEVENTH DAY

(Friday, May 22, 1953)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Fuller	Russell
Hardeman	Rutherford
Kazen	Sadler
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis
Moffett	

Absent

Hazlewood

A quorum was announced present.

The Invocation was offered by the Reverend W. H. Townsend, Chaplain, as follows:

O God, Our Father, "So teach us to so number our days that we may apply our hearts unto wisdom," and we pray that we may so live this day as to merit the commendation, "Well done thou good and faithful servant." We pray in Christ's name. Amen.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday, was dispensed with and the Journal was approved.

Reports of Standing Committees

Senator Fuller submitted the following report:

Austin, Texas,
May 21, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 925, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

FULLER, Chairman.

Senator Latimer submitted the following report:

Austin, Texas,
May 22, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Public Buildings and Grounds, to whom was referred H. B. No. 149, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

LATIMER, Chairman.

Senator Secrest submitted the following report:

Austin, Texas,
May 22, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. C. R. No. 123, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

SECREST, Chairman.

Austin, Texas,
May 22, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. C. R. No. 103, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

SECREST, Chairman.

Senator Hardeman submitted the following report:

Austin, Texas,
May 22, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to who was referred H. B. No. 451, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,
May 22, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred H. B. No. 447, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HARDEMAN, Chairman.

Austin, Texas,
May 22, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred H. B. No. 452, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HARDEMAN, Chairman.

Austin, Texas,
May 22, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred H. B. No. 453, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Senator Lane submitted the following report:

Austin, Texas,
May 20, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 355, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Senator Fuller submitted the following report:

Austin, Texas,
May 22, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 898, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

FULLER, Chairman.

Senator Aikin submitted the following report:

Austin, Texas,
May 22, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred H. B. No. 145, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

AIKIN, Chairman.

Message From the House

Hall of the House of Representatives.

Austin, Texas,
May 22, 1953.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 272, A bill to be entitled "An Act amending Article 1379, Penal Code of Texas, 1925, as amended by S. B. No. 34, General Laws of the 46th Legislature, Regular Session, 1939, page 241, defining certain offenses relating to the cutting, destruction, or carrying away of merchantable timber and prescribing the penalty therefor; and declaring an emergency."

S. B. No. 352, A bill to be entitled "An Act amending Section 5 of Chapter 311, Acts of the 52nd Legislature, 1951, further defining the authority of the State to accept gifts, grants, or loans for purposes of civil defense and disaster relief and to use, allocate, and distribute such gifts, grants, or loans directly or to political subdivisions of the State; and declaring an emergency."

S. B. No. 312, A bill to be entitled "An Act creating a Conservation District under Article XVI, Section 59, of the Constitution comprising the territory contained within the City of Decatur in Wise County, Texas, for

the purpose of providing a source of water supply for municipal, domestic and industrial use and processing and transporting the same; etc., and declaring an emergency."

(With amendments.)

S. B. No. 15, A bill to be entitled "An Act amending Article 11.02, Article 11.10, Article 11.12 and Article 11.17 of Senate Bill No. 236 known as the Insurance Code, Acts 1951, 52nd Legislature; providing that this Act shall not apply to companies now doing business; providing severability; and declaring an emergency."

(With amendments.)

The House has adopted the Conference Committee report on H. B. No. 4 by a vote of 74 yeas, 53 nays and 1 present, not voting.

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

Presentation of Guests

Senator Corbin, by unanimous consent of the Senate, presented the senior class of the Stanton High School, with their teacher, Elbert D. Steele and O. B. Bryan, their sponsor, to the Members of the Senate.

Messages From the Governor

The President laid before the Senate and directed the Reading Clerk to read the following Messages received from the Governor:

Austin, Texas,
May 22, 1953.

To the Members of the Fifty-third Legislature:

I am vetoing and returning herewith H. B. No. 557 for the reason that this bill which started out to be a conservation measure was amended and in its present form does have a disastrous effect on brood fish in that it permits use of fyke nets and wing nets with a mesh measurement of one inch.

It is my opinion that conservation of our game fish is important to the future of this State.

Respectfully submitted,

ALLAN SHIVERS,
Governor of Texas.

Austin, Texas,
May 21, 1953.

To the Members of the Fifty-third Legislature:

I am vetoing and returning herewith S. C. R. No. 57 which attempts to recall S. B. No. 74.

This bill was vetoed and returned to the Senate prior to the receipt of this Resolution.

Respectfully submitted,
ALLAN SHIVERS,
Governor of Texas.

Message from the Governor

The following Message received from the Governor was read and was referred to the Committee on Nominations of the Governor:

Austin, Texas,
May 21, 1953.

To the Senate of the Fifty-third Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be a member of the State Board of Barber Examiners for six-year term to expire May 19, 1959: Dana Powell of Austin, Travis County;

To be a member of the State Board of Examiners in the Basic Sciences to fill the unexpired term of Dr. Ophelia C. Wesley, resigned, term to expire July 23, 1957: Dr. Paul C. Witt of Abilene, Taylor County;

To be members of the Burial Association Rate Board for six-year terms to expire June 12, 1959: J. E. Keever of Ennis, Ellis County; Jack Corley of Austin, Travis County;

To be members of the State Board of Dental Examiners for six-year terms to expire May 24, 1959: Dr. Roy F. McCasland of Tulia, Swisher, County; Dr. William T. Gibbs of Mission, Hidalgo County;

To be members of the State Board of Embalming of six-year terms to expire May 13, 1959: Thomas E. Schier of Houston, Harris County; J. B. Ashcraft of Harlingen, Cameron County;

To be members of the Upper Guadalupe River Authority for terms to expire January 1, 1959: Frank A. Thomason of Center Point, Kerr County; J. F. Stallings of Kerrville, Kerr County;

To be member of the Livestock Sanitary Commission for term to expire May 4, 1959: Clyde R. Stevens of San Antonio, Bexar County;

To be members of the State Parks Board for terms to expire May 15, 1959: Raymond Dillard of Mexia, Limestone County; Maurice Turner of Huntsville, Walker County;

To be Pecos River Compact Commissioner for Texas for term to expire May 5, 1955: J. C. Wilson of Pecos, Reeves, County;

To be a member of the Pink Bollworm Commission for two-year term to fill unexpired term of Robert Knispel, resigned: Gus Schneider of Maxwell, Caldwell County;

To be members of the State Board of Plumbing Examiners for six-year terms to expire May 28, 1959: R. G. Hughes of Pampa, Gray County; Joe Bland of Austin, Travis County;

To be members of the San Antonio River Authority for terms to expire May 5, 1959: Martin Giesecke of San Antonio, Bexar County; M. L. Roark of San Antonio, Bexar County; Alf Schroeter of Runge, Karnes County;

To be members of the Veterans' Affairs Commission for terms to expire June 12, 1959: Johnny U. Foster of Lufkin, Angelina County; Albert D. Brown, Jr., of San Antonio, Bexar County;

To be Pilot Commissioners for Sabine Bar, Pass and Tributaries for terms to expire June 15, 1955: T. T. Hunt of Beaumont, Jefferson County; A. M. Phelan of Beaumont, Jefferson County; Neal D. Rader of Port Arthur, Jefferson County; Mack A. Pond of Port Arthur, Jefferson County; Howard A. Peterson of Orange, Orange County;

To be Pilot Commissioners for Galveston-Texas City for terms to expire April 15, 1955: Anthony Stjepceovich of Galveston, Galveston County; Robert I. Cohen, III, of Galveston, Galveston County; William E. Pinckard of Galveston, Galveston County; W. P. Tarpey, Jr., of Texas City, Galveston County; M. L. Waugh of Texas City, Galveston County;

To be members of the San Jacinto Park Commission for terms to expire May 23, 1955: Miss Mary Tod of Houston, Harris County; W. T. Kendall of Houston, Harris County; Charles E. Gilbert, Jr., of Houston, Harris County.

Respectfully submitted,
ALLAN SHIVERS,
Governor of Texas.

Senate Resolution 297

Senator Wagonseller offered the following resolution:

Whereas, Trade with Red China has been stepped up tremendously by Great Britain and other United States Allies; and

Whereas, At least one hundred British and sixty-two other Western-Flag Ships were trading with Chinese Communists in the first three months of this year—although many of the countries involved are fighting the Chinese Reds in Korea; and

Whereas, Two British owned ships were used to transport Chinese troops along the China Coast and later were hired to transport goods for this country's Mutual Security Administration; and

Whereas, It is unheard of in the history of the world for a country to be transporting the troops that are killing its own soldiers; and

Whereas, It now appears that the present administration is in the process of recommending to the United Nations that said United Nations officially recognize Red China; now therefore, be it

Resolved, That the Senate of the State of Texas go on record as opposing any such recognition of Red China by the United Nations, and be it further

Resolved, That copies of this resolution be sent to the President of the United States, to all cabinet members and all members of the Texas delegation in Congress.

The resolution was read.

(Pending discussion by Senator Wagonseller of the resolution, Senator Ashley occupied the Chair.)

(Senator Hardeman in the Chair.)

Pending further discussion by Senator Wagonseller of the resolution, Senator Shireman occupied the Chair.)

(Senator Hardeman in the Chair.)

Pending further discussion by Senator Wagonseller of the resolution, Senator Latimer occupied the Chair.)

(Senator Hardeman in the Chair.)

Senator Wagonseller continued discussion of the resolution.

(President in the Chair.)

Senator Hardeman moved the previous question on the adoption of S. R. No. 297 and the motion was duly seconded.

Question—Shall the previous question now be put?

The previous question was ordered by the following vote:

Yeas—16

Aikin	Latimer
Ashley	Lock
Bracewell	Martin
Colson	Moffett
Fuller	Parkhouse
Hardeman	Sadler
Kazen	Strauss
Lane	Weinert

Nays—13

Bell	Rogers of Travis
Corbin	Russell
McDonald	Rutherford
Moore	Secrest
Phillips	Shireman
Rogers	Wagonseller
of Childress	Willis

Absent

Hazlewood	Kelley
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Senator Aikin raised the point of order that Senator Wagonseller was unduly consuming the time of the Senate and was filibustering.

The President sustained the point of order and warned Senator Wagonseller not to use dilatory tactics and to refrain from filibustering.

Pending further discussion by Senator Wagonseller of the resolution, Senator Moffett raised the point of order that under Rule 25 and Editorial Note 4, Senator Wagonseller, being the author of the resolution and since the previous question had been ordered, was unduly consuming the time of the Senate and was filibustering.

The President sustained the point of order and warned Senator Wagonseller for the second time.

Pending further discussion by Senator Wagonseller of the resolution, Senator Weinert raised the point of order that Senator Wagonseller in further addressing the Senate was using dilatory tactics and was filibustering.

The President ruled the point of

order made by Senator Weinert should be and thereupon was sustained, pointing out that Senator Wagonseller had theretofore twice been warned to confine his remarks to the pending resolution and to refrain from filibustering and using dilatory tactics; and the President then ruled that Senator Wagonseller should thereupon take his seat, which the Senator did in compliance with the President's ruling.

Question then on adoption of the resolution, the resolution was then adopted.

Senate Bill 77 With House Amendments

Senator Aikin called S. B. No. 77 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Aikin moved that the Senate concur in the House amendments.

Senator Lane moved the previous question on the concurrence in House amendments to S. B. No. 77 and the motion was duly seconded.

Question—Shall the previous question now be put?

The previous question was ordered.

Question on concurrence in House amendments to S. B. No. 77, the motion prevailed.

Record of Vote

Senators Russell and Willis asked to be recorded as voting "nay" on concurrence in House amendments to S. B. No. 77.

**House Bills 447, 451, 452 and 453
Ordered Not Printed**

On motion of Senator Hardeman and by unanimous consent of the Senate, H. B. Nos. 447, 451, 452 and 453 were ordered not printed.

Motion to Place House Bill 132 on Third Reading

Senator Parkhouse moved to suspend the regular order of business to take up for consideration at this time H. B. No. 132 on third reading.

The motion was lost by the following vote (not receiving two-thirds vote of the Members present):

Yeas—17

Aikin	Parkhouse
Ashley	Rogers of Travis
Bell	Russell
Colson	Rutherford
Hardeman	Sadler
Kelley	Secrest
Latimer	Strauss
Lock	Weinert
Moffett	

Nays—11

Bracewell	Phillips
Corbin	Rogers
Fuller	of Childress
Lane	Shireman
McDonald	Wagon seller
Moore	Willis

Absent

Hazlewood	Martin
Kazen	

Motion to Place House Bill 141 on Third Reading

Senator Fuller moved to suspend the regular order of business to take up for consideration at this time H. B. No. 141 on third reading.

The motion was lost by the following vote (not receiving two-thirds vote of the Members present):

Yeas—19

Aikin	Phillips
Bell	Rogers
Bracewell	of Childress
Fuller	Rogers of Travis
Kazen	Russell
Kelley	Rutherford
Lane	Sadler
Latimer	Secrest
Moffett	Shireman
Moore	Strauss

Nays—10

Ashley	Martin
Colson	Parkhouse
Corbin	Wagon seller
Hardeman	Weinert
Lock	Willis

Absent

Hazlewood	McDonald
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Committee Substitute House Bill 565 on Second Reading

Senator Martin moved to suspend

the regular order of business to take up H. B. No. 565 for consideration at this time.

The motion prevailed by the following vote:

Yeas—22

Ashley	Phillips
Bell	Rogers
Bracewell	of Childress
Colson	Rogers of Travis
Fuller	Rutherford
Kazen	Sadler
Kelley	Secrest
Lane	Strauss
Latimer	Wagon seller
Lock	Weinert
Martin	Willis
Moffett	

Nays—5

Aikin	Russell
Corbin	Shireman
Hardeman	

Absent

Hazlewood	Moore
McDonald	Parkhouse

The President laid before the Senate for consideration at this time the following bill:

C. S. H. B. No. 565, A bill to be entitled "An Act defining the judicial districts of the State; providing for the preservation of certain courts; providing for the appointment and election of judges of certain courts; preserving certain criminal district courts; fixing the jurisdiction of district courts and providing for the functions of the judges thereof; providing for the transfer of cases and proceedings; providing procedure for transferred cases and proceedings; fixing the terms of district courts and providing for sessions; providing for the exchange of benches and for judges to sit for each other; providing for rules of certain courts; conforming the jurisdiction of courts; providing for district clerks, sheriffs, county and district attorneys and criminal district attorneys to serve the courts; providing for court reporters and seals of court; fixing an effective date of this Act; repealing all conflicting laws and making this Act cumulative of nonconflicting laws governing district courts; providing a savings clause; and declaring an emergency."

The bill was read the second time.

Senator Martin offered the following amendment to the bill:

Amend C. S. H. B. No. 565 by adding the word "Anderson" to district number 87.

The amendment was adopted.

Senator Martin offered the following amendment to the bill:

Amend H. B. No. 565 by striking out paragraphs 109 and 118 of Section 1 and inserting in lieu thereof the following:

"109. The One Hundred and Ninth Judicial District shall be composed of the Counties of Andrews, Ward, Reeves, Crane, Loving and Winkler."

"118. The One Hundred and Eighteenth Judicial District shall be composed of the Counties of Glasscock, Howard and Martin."

The amendment was adopted.

Senator Strauss offered the following amendment to the bill:

Amend Committee Substitute for H. B. No. 565 by deleting the words "Bastrop" and "Lee" from the 21st Judicial District and by adding the word "Waller" to the 21st Judicial District and by deleting the word "Waller" from the 142nd Judicial District and by adding the words "Lee" and "Bastrop" to the 142nd Judicial District.

On motion of Senator Martin the amendment was tabled.

Senator McDonald offered the following amendment to the bill:

Amend Committee Substitute to H. B. No. 565, Section 2, page 10, by striking out the word "thirteenth."

The amendment was adopted.

Senator Ashley offered the following amendment to the bill:

Amend Committee Substitute for H. B. No. 565 by striking out and eliminating Kimble County from the 122nd Judicial District and placing said Kimble County in the 112th Judicial District.

On motion of Senator Martin the amendment was tabled.

Senator Sadler offered the following amendment to the bill:

Amend Committee Substitute to H.

B. No. 565 by adding Garza County to the 132nd Judicial District, making it read, Borden, Scurry, Garza Counties.

Senator Martin moved the previous question on the pending amendment and the motion was duly seconded.

Question—Shall the previous question now be put?

The previous question was ordered by the following vote:

Yeas—14

Aikin	Latimer
Ashley	Lock
Bracewell	Martin
Colson	Rogers of Travis
Kazen	Sadler
Kelley	Strauss
Lane	Weinert

Nays—11

Corbin	Russell
Hardeman	Rutherford
McDonald	Secrest
Phillips	Shireman
Rogers	Wagonseller
of Childress	Willis

Absent

Bell	Moffett
Fuller	Moore
Hazlewood	Parkhouse

Question recurring on the amendment by Senator Sadler, it was adopted.

Senator Parkhouse offered the following amendment to the bill:

Amend Committee Substitute for H. B. No. 565, page 11, Section 2 (a) by adding another sentence after the first colon to read as follows:

"Except for the 141st and 145th for Dallas County, which courts shall become effective January 1, 1957":

The amendment was adopted.

Senator Shireman offered the following amendment to the bill:

Amend Committee Substitute for H. B. No. 565, Section 1, Subdivisions 49, page 4, 79, page 6, and 111, page 8, by removing Starr County from the 111th Judicial District, Duval County from the 49th Judicial District and placing Starr and Duval Counties in the 79th Judicial District.

On motion of Senator Kazen, the amendment was tabled.

Record of Vote

Senators Shireman and Willis asked to be recorded as voting "nay" on the motion to table the above amendment.

Senator Rutherford offered the following amendment to the bill:

Amend Committee Substitute to H. B. No. 565 by adding Reagan County to the 83rd District and deleting same from the 112th District and by adding Ward to the 112th District.

The amendment was adopted.

Senator Sadler offered the following amendment to the bill:

Amend H. B. No. 565 by removing Garza County from the 106th Judicial District and place Garza County in the 132nd Judicial District, making it read, Borden, Scurry and Garza Counties.

The amendment was adopted.

The bill, as amended, was passed to third reading.

**Committee Substitute
House Bill 565 on Third Reading**

Senator Martin moved that the constitutional rule requiring bills to be read on three several days be suspended and that C. S. H. B. No. 565 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Ashley	Moore
Bell	Parkhouse
Bracewell	Phillips
Colson	Rogers
Corbin	of Childress
Hardeman	Rogers of Travis
Kazen	Russell
Kelley	Rutherford
Lane	Sadler
Latimer	Secrest
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Nays—2

Aikin	Shireman
	Absent
Fuller	Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Record of Vote

Senators Hardeman and Aikin asked to be recorded as voting "nay" on the final passage of H. B. No. 565.

**Senate Bill 332 with House
Amendments**

Senator Rogers of Travis called S. B. No. 332 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Rogers of Travis moved that the Senate concur in the House amendments.

**Conference Committee on House
Concurrent Resolutions 81,
82, 83 and 84**

Senator Rogers of Travis called from the President's table for consideration at this time, the request of the House for a conference committee to adjust the differences between the two Houses on H. C. R. Nos. 81, 82, 83 and 84 and moved that the request be granted.

The motion to grant the request prevailed.

Accordingly, the President announced the appointment of the following conferees on the resolution on the part of the Senate:

Senators Rogers of Travis, Hardeman, Lane, Rutherford and Rogers of Childress.

**Conference Committee on
House Bill 441**

Senator Rogers of Childress called from the President's table for consideration at this time, the request of the House for a conference committee to adjust the differences between the two Houses on H. B. No. 441 and moved that the request be granted.

The motion to grant the request prevailed.

Accordingly, the President an-

nounced the appointment of the following conferees on the bill on the part of the Senate:

Senators Rogers of Childress, Har-
deman, Aikin, Rogers of Travis and
Russell.

**House Concurrent Resolution 123
Ordered Not Printed**

On motion of Senator Shireman and
by unanimous consent of the Senate,
H. C. R. No. 123 was ordered not
printed.

**Conference Committee Report on
Senate Bill 133**

Senator Lane submitted the fol-
lowing Conference Committee report
on S. B. No. 133.

Austin, Texas,
May 21, 1953.

Hon. Ben Ramsey, President of the
Senate.

Hon. Reuben Senterfitt, Speaker of
the House of Representatives.

Sirs: We, your Conference Commit-
tee, appointed to adjust the differences
between the Senate and the House of
Representatives on S. B. No. 133, have
met and had same under considera-
tion, and beg to report it back with
the recommendation that it do pass
in the form attached.

LANE
McDONALD
HARDEMAN
AIKIN
RUSSELL

On the part of the Senate.

HUFFMAN
PAXTON
BERRY
STARK

COBB of Gaines

On the part of the House.

S. B. No. 133, A bill to be entitled
"An Act to amend Article 667, Code
of Criminal Procedure of the State
of Texas, relating to bills of excep-
tion in a criminal case, by adding
thereto a new section relating to such
bills of exception, contents and pur-
pose; and amending subdivision D of
Section 1, and Section 2 of Article
759a, Revised Code of Criminal Pro-
cedure of Texas, 1925; being Subdi-
vision D of Section 1, and Section 2,
of S. B. No. 171, Acts 1951, 52nd Leg.,
page 819, Chapter 465, providing how
the statement of facts shall be pre-
pared; providing time elements and

form of statement of facts where ad-
ditional portions of evidence are re-
quested; providing circumstances and
instances where statement of facts
may constitute bill of exceptions; pro-
viding for elimination of formal ex-
ceptions and sufficiency of objection as
an exception, and providing further
for exception where no opportunity to
object to a ruling or order at the time
made; repealing conflicting laws; con-
taining a savings clause; and declar-
ing an emergency.

**BE IT ENACTED BY THE LEG-
ISLATURE OF THE STATE OF
TEXAS:**

Section 1. That Article 667, Code of
Criminal Procedure of the State of
Texas, be and the same is hereby
amended so as to read hereafter as
follows:

"Article 667. The defendant, by
himself or counsel, may tender his
bills of exception to any decision,
opinion, order or charge of the court
or other proceedings in the case; and
the Judge shall sign such bills of ex-
ception, under the rules prescribed in
civil suits, in order that such deci-
sion, opinion, order, or charge may
be revised upon appeal. The bills
of exception may be in narrative
form or by questions and answers,
and no particular form of words shall
be required. Where the matter about
which complaint is made and the trial
court's ruling thereon reasonably ap-
pear from any formal or informal
bill of exception, same shall be con-
sidered upon appeal, regardless of
whether or not the bill of exception
is multifarious or relates to more
than one subject, complaint, or ob-
jection. Where the argument of
State's counsel about which complaint
is made in a bill of exception is mani-
festly improper, or violates some man-
datory statute, or some new fact is
thereby injected into the case, it shall
not be necessary that the bill of ex-
ception negative that the argument
was not invited, or in reply to argu-
ment of defendant or his counsel, or
any other fact by which the argument
complained of may have been author-
ized. If such matters exist the trial
court by qualification or otherwise,
may require the bill of exception to
reflect any reason whereby the argu-
ment complained of would not be
error."

Section 1A. That Section D of Arti-
cle 759A, Code of Criminal Procedure,
the same being Subdivision D of Sec-

tion 1, Chapter 465, Acts Regular Session, 52nd Legislature in 1951, be amended so as to hereafter read as follows:

"D. Within fifteen (15) days after notice of appeal is given and where a request is made of the official court reporter for the preparation of a transcript of all or any part of the evidence adduced on trial of the case, or whenever, with or without such a request, a statement of facts is filed or offered for filing by appellant, the appellant shall deliver or mail to the attorney for the state and file with the clerk of the court a designation in writing of the portions of the evidence desired, and shall specify the portions desired in narrative form, if any, and the portions desired in question and answer form, if any, and the portions that are desired to be omitted. Within ten (10) days thereafter, any party to the appeal may file a designation in writing of any additional portions of the evidence to be included, specifying the portions to be requested and whether desired in narrative form or question and answer form, and the opposing party, if dissatisfied with a narrative form of such evidence, may require the testimony in question and answer form to be substituted for all or a part of such additional portions so requested."

Sec. 1B. That Section 2 of Article 759A, Code of Criminal Procedure, the same being Section 2 of Chapter 465, Acts of the Regular Session of the 52nd Legislature in 1951, be and the same is hereby amended so as to hereafter read as follows:

"Sec. 2. (a) Where the statement of facts in question and answer form reflects the admission or rejection of testimony objected to or offered by the defendant, the defendant's objection thereto, the evidence rejected, the court's ruling thereon, or the said statement of facts shows any ruling or opinion or other action of the court, with the defendant's objection thereto, he may except thereto at the time the said ruling is made or announced or such action taken, and such statement of facts shall constitute a bill of exception to such ruling, opinion or other action of the court, and no formal bill of exception thereto shall be necessary. The defendant may, however, prepare and have filed a formal bill of exception if he so desires. Where the defendant offers testimony which is rejected by the

court, the judge, if requested by defense counsel, shall immediately retire the jury and hear such testimony to allow defendant to perfect his bill of exception. Such rejected testimony may be carried in the statement of facts and may be considered a bill of exception.

"(b) Formal exceptions to rulings on evidence, opinions or other action of the court, as provided in Subdivision (a) above, are unnecessary; but for all purposes for which an exception has heretofore been necessary, it is sufficient that a party, at the time the ruling, opinion, or action of the court is made or sought, makes known to the court the action which he desires the court to take or his objection to the action of the court and his grounds therefor; and if a party has no opportunity to object to the ruling or order at the time it is made, the absence of an objection does not thereafter prejudice him."

Sec. 1C. If any section, subsection, paragraph or phrase of this Act be held invalid, the remaining portion shall not thereby be rendered invalid; and it is declared by the legislature that it would have enacted the remaining portion of said Act without the inclusion of that part which is held invalid.

Sec. 2. The fact that the present laws available are not sufficient to permit proper designation of the contents and purposes of bills of exception in criminal cases, and the fact that the State is in urgent need of this legislation, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each House be suspended; and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

The report was read and was adopted.

Senate Bill 324 With House Amendments

Senator Parkhouse called S. B. No. 324 from from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Parkhouse moved that the Senate concur in the House amendments.

The motion prevailed.

**Conference Committee Report on
Senate Bill 231**

Senator Latimer submitted the following Conference Committee report on S. B. No. 231:

Austin, Texas,
May 21, 1953.

Hon. Ben Ramsey, President of the Senate.

Hon. Reuben Senterfitt, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on S. B. No. 231, have met and had same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

LATIMER
WILLIS
FULLER
BRACEWELL
PARKHOUSE

On the part of the Senate.

KING
BELL
BANKS
SAYERS
BATES of Harris

On the part of the House.

S. B. No. 231, A bill to be entitled "An Act providing for salaries of certain Justices of the Peace and Constables; providing for the number and salaries of deputies of such Justices of the Peace and Constables; providing for car allowances; providing for a severability clause; repealing all laws in conflict herewith; and declaring an emergency."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. In all counties in this State having a population in excess of three hundred fifty thousand (350,000) inhabitants, according to the last preceding Federal census, the Commissioners Court shall fix the salaries of the Justices of the Peace and Constables who are compensated on a salary basis at any reasonable

sum provided such salaries shall not exceed Eight Thousand Eight Hundred (\$8,800.00) Dollars per annum each. Said salaries shall be paid in twelve (12) monthly installments, provided that the salaries of the Justices of the Peace and Constables from the effective date of this Act for the remainder of the year 1953 shall be paid in monthly installments on the basis of the annual salaries fixed by the Commissioners Court pursuant to this Act. The Commissioners Court shall not be required to fix the salaries in all precincts at equal amounts, but the Commissioners Court shall have discretion to determine the amount of salaries to be paid each Justice of the Peace and each Constable in the several precincts.

Sec. 2. The Commissioners Courts of such counties shall determine the number and fix the salaries of all deputies, clerks and other employees of such Justices of the Peace and Constables.

Sec. 3. Said Commissioners Court is hereby authorized to allow such monthly car allowance to such Justices of the Peace and Constables and to their deputies, clerks and other employees in the performance of their official duties as the Commissioners Court may deem necessary.

Sec. 4. In the event that any section, subsection, paragraph, sentence, clause, phrase, or word of this Act shall be held invalid or inoperative, such holding shall not affect the validity of the remaining portions of this Act, and the Legislature hereby declares that it would have enacted such remaining portions despite such invalidity.

Sec. 5. All laws or parts of laws in conflict herewith are hereby repealed to the extent of such conflict only.

Sec. 6. The fact that under existing law adequate provision is not made to establish minimum salaries for Justices of the Peace and Constables named in Section 1 of this Act, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each House be and the same is hereby suspended; and this Act shall take effect and be in force from and after its passage, and it is so enacted.

The report was read and was adopted.

**Conference Committee Report on
Senate Bill 184**

Senator Latimer submitted the following Conference Committee report on S. B. No. 184:

Austin, Texas,
May 19, 1953.

Hon. Reuben Senterfitt, Speaker of
the House of Representatives.

Hon. Ben. Ramsey, President of the
Senate.

Sirs: We, your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on S. B. No. 184, have met and had same under consideration, and beg to report it back with the recommendation that it do pass in the form attached.

LATIMER
PHILLIPS
BELL
WILLIS

On the part of the Senate.

BANKS
HALE
HAZLETT
HIGHTOWER

On the part of the House.

S. B. No. 184, A bill to be entitled "An Act to amend Article 2326, Revised Civil Statutes, 1925, as amended by Acts 1945, 49th Legislature, page 460, Chapter 291; Acts 1949, 51st Legislature, page 820, Chapter 440; and Acts 1951, 52nd Legislature, page 688, Chapter 395; fixing the salaries of official shorthand reporters of each Judicial District Court, civil or criminal, and the official shorthand reporters of each County Court at Law, civil or criminal, in any county constituting in itself a judicial district and having a population in excess of six hundred thousand (600,000) inhabitants; providing that such official shorthand reporters shall receive a salary of not less than Forty-eight Hundred (\$4800.00) Dollars per annum nor more than Sixty-six Hundred (\$6600.00) Dollars per annum, in addition to transcript fees, and providing manner of payment thereof; fixing the salaries of official shorthand reporters of each Judicial District Court, civil or criminal, and the official shorthand reporters of each County Court at Law, civil or criminal, in any county having a population in excess of three hundred sixty thousand (360,000) inhabitants, but less than six hundred thousand (600,

000) inhabitants; providing that such official shorthand reporters shall receive a salary of Sixty-six Hundred (\$6600.00) Dollars per annum, in addition to transcript fees, and providing manner of payment thereof; and fixing the salaries of official shorthand reporters of all other Judicial District Courts, civil or criminal, and the official shorthand reporters of all other County Courts at Law; providing that the official shorthand reporters of all such last above mentioned Judicial District Courts, and County Courts at Law, shall receive a salary of not less than Twenty-seven Hundred and Fifty (\$2750.00) Dollars per annum and not more than Sixty-six Hundred (\$6600.00) Dollars per annum in addition to transcript fees, traveling and hotel expenses, as provided by law; and providing manner of payment; providing for publication of notice in one newspaper of each county before any salary increase shall become effective; repealing all laws and parts of laws in conflict to the extent of such conflict; providing this Act does not repeal, affect, or amend Articles 2326A, 2326H, 2327a-1 and 2327C of Chapter 13, Title 42; providing a saving clause; and declaring an emergency."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. Article 2326 of the Revised Civil Statutes of Texas, 1925, as amended by Acts 1945, 49th Legislature, page 460, Chapter 291; Acts 1949, 51st Legislature, page 820, Chapter 440; and Acts 1951, 52nd Legislature, page 688, Chapter 395, is hereby further amended so that it shall hereafter read as follows:

"The official shorthand reporter of each Judicial District Court, civil or criminal, and the official shorthand reporter of each County Court at Law, civil or criminal, in any county in this State which constitutes in itself a judicial district, and having a population in excess of six hundred thousand (600,000) inhabitants, according to the last preceding or any future Federal Census, shall receive a salary of not less than Forty-eight Hundred (\$4800.00) Dollars per annum, nor more than Sixty-six Hundred (\$6600.00) Dollars per annum, in addition to the compensation for transcript fees as provided by law. Said salaries shall be fixed and determined annually by the County Commission-

ers Court, provided, however, that the judges of the judicial districts and the county courts at law shall annually make recommendations to the Commissioners Court as to the fixing of such salaries. Such salary shall be in addition to the transcript fees and traveling and hotel expenses of official shorthand reporters now or hereafter provided by law. The salaries of such reporters shall be paid monthly by the Commissioners Court of the county in which the service is performed out of any funds available for the purpose, in the same manner as such salaries have heretofore been paid.

"The official shorthand reporter of each Judicial District Court, civil or criminal, and the official shorthand reporter of each County Court at Law, civil or criminal, in any county in this State having a population in excess of three hundred sixty thousand (360,000) inhabitants, but less than six hundred thousand (600,000) inhabitants, according to the last preceding or any future Federal Census, shall receive a salary of Sixty-six Hundred Dollars (\$6600.00) per annum, in addition to compensation for transcript fees as provided by law. Said salary shall be paid in twelve (12) equal monthly installments out of the General Fund, Officers Salary Fund, the Jury Funds, or out of any fund available for the purpose as may be determined by the Commissioners Court of any such county, and shall be in addition to traveling and hotel expenses of official shorthand reporters now or hereafter provided by law.

"The official shorthand reporter in each of all other Judicial District Courts, civil or criminal, and the official shorthand reporter in each of all other County Courts at Law, civil or criminal, in this State shall receive a salary of not less than Twenty-seven Hundred and Fifty (\$2750.00) Dollars per annum, and not more than Sixty-six Hundred (\$6600.00) Dollars per annum; said salary shall be fixed and determined by the District Judges of such Judicial District Courts, civil or criminal, and the Judges of such County Courts at Law, civil or criminal, who shall enter an order in the minutes of the court, in each county of the district, which shall be a public record and open for public inspection, stating specifically the amount of salary to be paid said reporter. The District Judge shall file a copy of said order

with each Commissioners Court of the District. The salary shall be in addition to the transcript fees and traveling and hotel expenses of official shorthand reporters as provided by law; and the salary shall be paid monthly out of the General Fund, Officers Salary Fund, Jury Fund, or out of any fund available for the purpose as may be determined by the Commissioners Court of the county or counties in which the Court sits, and in which the service is performed.

"It is further provided that before any increase in salary shall become effective, notice thereof shall be printed one time in at least one (1) newspaper in each county of the judicial district, the cost of publication of said notice to be paid by the Commissioners Court of each county out of any funds available."

Sec. 2. All laws and parts of laws in conflict herewith are hereby repealed to the extent of such conflict only, except that nothing contained herein shall be construed to repeal, affects, or amend Articles 2326A, 2326H, 2327a-1, and 2327C of Chapter 13, Title 42. The last four mentioned Acts shall remain in full force and effect.

Sec. 3. If any section, sentence, clause, phrase or part of this Act be held for any reason to be invalid, such invalidity shall not affect the remainder of this Act.

Sec. 4. The crowded condition of the calendar; the fact that official shorthand reporters are paid a salary which is below the present standard for comparable services; the further fact that the cost of living has materially increased; that economic conditions have brought about increases in prices of all commodities, and that an adjustment of salaries is necessary at once, create an emergency and an imperative public necessity requiring that the Constitutional Rule that bills be read in each House on each of three several days be suspended; said Rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

The report was read and was adopted.

Record of Votes

Senators Hardeman, McDonald and Lane asked to be recorded as voting "nay" on the adoption of the Con-

ference Committee Report on S. B. No. 184.

Senate Concurrent Resolution 46 With House Amendments

Senator Bracewell called S. C. R. No. 46 from the President's table for consideration of the House amendments to the resolution.

The President laid the resolution and House amendments before the Senate, and the House amendments were read.

Senator Bracewell moved that the Senate concur in the House amendments.

The motion prevailed.

Motion to Place House Concurrent Resolution 129 on Second Reading

Senator Bell asked unanimous consent to suspend the regular order of business to place H. C. R. No. 129 on second reading.

There was objection.

House Bill 459 on Second Reading

On motion of Senator Kazen and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 459, A bill to be entitled "An Act making appropriations to pay miscellaneous claims out of the General Revenue Fund, or such other funds as may be designated herein for each item, not otherwise appropriated; providing that before payment of any claim shall be paid from the funds hereby appropriated, the same shall have the approval of the State Auditor, the State Comptroller and the Attorney General; providing further that any claim involving the refund of a franchise tax shall also carry the approval of the Secretary of State in addition to the other officials herein named; and declaring an emergency."

The bill was read second time.

Senator Kazen offered the following committee amendment to the bill:

Amend House Bill 459 by adding at the end of Section 1 the following:

To pay Ty M. Field, c/o McGowan and McGowan, Attorneys, Brownfield, Texas, for refund of overpayment of full indebtedness on South part of

Section 8, R. C. Burns Survey, Cochran County, Texas, paid due to a mistake of fact \$38.61

To pay Estate of Wm. K. Shepperd, Guaranty Title and Trust Co. of Wood and Pratt, Wilson Tower, Corpus Christi, Texas, Trustee for Estate for refund of overpayment of Inheritance Tax paid through mistake of fact \$1,763.70

To pay Holley Motor Company of Tyler, Tyler, Texas, for refund of overpayment of Franchise Tax paid due to mistake of fact \$741.25

To pay Holley Motor Company of Beaumont, Beaumont, Texas, for refund of overpayment of Franchise Tax, paid due to mistake of fact \$721.25

To pay Edens-Birch Lumber Company (dissolved prior to taxable year), c/o Harry R. Jones, Corrigan, Texas, for refund of overpayment of Franchise Taxes paid due to mistake of fact \$2,841.25

To pay Well Equipment Manufacturing Equipment Corp., J. H. Robinson, Sec.-Treas., Box 2593, Houston, Texas, for refund of overpayment of Franchise Taxes paid due to mistake of fact \$447.50

To pay Estate of Bert Brooks, A. H. Drebing, Trust Officer, Mercantile National Bank, Dallas, Texas, for refund of overpayment of Inheritance Tax, paid due to mistake of fact \$954.56

To pay Yellow Cab Company, San Antonio, Texas, for refund of overpayment of Franchise Taxes, paid due to mistake of fact \$723.75

To pay Antonio A. Perez, 2404 Mier Street, Laredo, Texas, for refund of Ad Valorem Tax paid on property which is a homestead, paid erroneously \$7.29

To pay Connecticut General Life Insurance Company, Hartford 15, Connecticut, for refund of overpayment of Texas Premium Tax, paid due to mistake of computations which is mistake of fact \$8,092.49

To pay E. N. Strong, Fannin, Texas, for refund of personal outlay of funds on Fannin State Park \$85.00

To pay Court of Civil Appeals, Ninth Supreme District, Elizabeth LeBlanc, Clerk, Beaumont, Texas, for bills outstanding for books—bills carried over from past bienniums, \$708.95

To pay Amador P. Juan de Dios, c/o Consulado de Colombia, Houston, Texas, for refund of Motor Vehicle sales tax on automobile; Consular Officers and Employees are exempt

from all kinds of charges incident to licensing, registration, use or circulation of vehicles in Texas . . . \$28.64

To pay El Campo Rice Milling Company, El Campo, Texas, for refund of overpayment of Franchise Taxes paid under duress . . . \$3,764.63

To pay Firemen's Relief and Retirement Fund, c/o R. L. Kempner, Sec.-Treas., of the Board of Firemen's Relief and Retirement Board of Trustees, Galveston, Texas, for money appropriated in 1951-1952 and not received . . . \$3,957.26

To pay Expressmen's Mutual Life Insurance Company, C. J. Kleinklaus, Secretary, 60 Hudson Street, New York, N. Y., for overpayment of premiums, paid due to mistake of fact . . . \$165.35

To pay Ed. Freidrich Estate, Floyd McGowan, Jr., Attorney for Estate, Milam Building, San Antonio, Texas, for refund of overpayment of Inheritance Tax paid due to mistake of fact . . . \$655.25

To pay Robert H. Hodges, Box 11, Ore City, Texas, for Warrant No. 259206 on which the Statutes of Limitations prohibits payment . . . \$46.30

To pay Houston Barge Line, Inc., B. K. Parker, Jr., Pres., Box 2185, Houston 1, Texas, for refund of overpayment of Franchise Tax paid due to mistake of fact . . . \$487.50

To Pay Texas Barge Line, Inc., Box 1315, Houston, Texas, for refund of overpayment of Franchise Taxes paid due to mistake of fact . . . \$630.15

To pay Plum Creek Village, Inc., N. H. Mitchell, Secretary-Treasurer, 4522 Griggs Road, Houston, Texas, for refund of overpayment of Franchise Taxes paid under implied duress . . . \$986.00

To pay John G. Prude, Director of Public Service, Sul Ross State Teachers College, Alpine, Texas, for refund of payment for State-owned land paid under mistake of title . . . \$847.58

To pay Silkensen-Shaw Furniture Company, J. S. Shaw, President, 515 21st Street, Galveston, Texas, for refund of double payment of Ad Valorem Taxes paid due to mistake of fact . . . \$82.57

To pay South Ellis County Fair Association, Harold V. Speer, Secretary-Treasurer, Italy, Texas, for refund of overpayment of Franchise Taxes paid due to mistake of fact . . . \$65.88

To pay Texas Oil Profit Sharing Company, Joe H. Reynolds, Attorney, Houston, Texas, for overpayment of

Franchise Tax paid under duress . . . \$602.00

To pay Gibraltar Savings and Building Association, Houston 1, Texas, for refund of overpayment of Ad Valorem Tax, paid due to mistake of fact . . . \$4.18

To pay Daily Court Review, 3412 West Lamar, Houston, Texas, for publication costs, which is the pro rata share owed by the State of Texas . . . \$217.35

To pay The Burdick Company, c/o Sanders, Lefkowitz and Green, Attorneys, 16th Floor Kirby Building, for refund of overpayment of Franchise Tax paid due to mistake of fact . . . \$107.50

To pay White House Dry Goods Company, Beaumont, Texas, for refund of overpayment of Franchise Tax paid under duress . . . \$31.25

To pay O. N. Bruck, Postmaster at Austin, Texas, for refund of money order made erroneously . . . \$5.00

To pay Atlas Development Company, 335 West Building, Houston, Texas, for refund of overpayment of Franchise Tax paid due to mistake of fact . . . \$112.50

To pay Quintana Gas Company, City National Bank Building, Houston, Texas, for overpayment of Franchise Tax paid due to mistake of fact . . . \$1,182.50

The committee amendment was adopted.

Senator Kazen offered the following committee amendment to the bill:

Amend House Bill 459 by striking out all of Section 4 and inserting in lieu thereof the following:

Sec. 4. There is hereby appropriated out of the Highway Fund \$1,283.47 to pay the following amounts:

To pay Austin National Bank, Austin, Texas, for Warrant No. 749580, issued to Herbert J. Lehwald and endorsed by Herbert J. Lehwald, on which the Statutes of Limitations prohibits payment . . . \$213.47

To pay Mrs. H. T. Russell, c/o J. R. Black, Jr., Attorney, 516 Alexander Bldg., Abilene, Texas, for recovery of judgment against the State . . . \$375.00

To pay Mrs. C. C. Hannis, c/o Brooks, Fergus, Neinir and Brooks, Att'ys, 605 Alexander Building, Abilene, Texas, for recovery of judgment against the State . . . \$500.00

The committee amendment was adopted.

Senator Kazen offered the following committee amendment to the bill:

Amend House Bill 459 by striking out all of Section 7 and inserting in lieu thereof the following:

Sec. 7. There is hereby appropriated out of the Unemployment Fund \$116.50 to the following amounts:

To pay Evelyn E. Witten, 410 College, Waxahachie, Texas, for Warrant No. 515915 issued to Evelyn E. Witten and endorsed by Evelyn E. Witten, on which the Statutes of Limitations prohibits payment ... \$28.00

To pay Bob Haynes, Rt. 3, Box 34, Stephenville, Texas, for Warrant No. 305665 issued to S. J. Boase on which the Statutes of Limitations prohibits payment ... \$12.50

To pay Jack's Modern Court, c/o J. W. Nesbitt, Mgr., 1245 Gladewater Rd., Longview, Texas, for Warrant No. 460611, issued to Aubrey M. Johnson, on which the Statutes of Limitations prohibits payment ... \$36.00

To pay American National Bank, Austin, Texas, for Warrant No. 334807 issued to Dorothy Oestreicher and endorsed by Dorothy Oestreicher, paid by American National Bank, on which the Statutes of Limitations prohibits payment ... \$40.00

The committee amendment was adopted.

Senator Kazen offered the following committee amendment to the bill:

Amend House Bill No. 459 by adding a new section to be known as Section 11-A to read as follows:

Sec. 11-A. There is hereby appropriated out of the Dental Registration Fund \$406.85 to pay the following:

To pay Tom A. Garner, c/o Texas State Board of Dental Examiners, Austin, Texas, for reimbursement of travel expense ... \$208.90

To pay W. J. Nelson, c/o Texas State Board of Dental Examiners, Austin, Texas, for reimbursement of travel expense ... \$197.95

The committee amendment was adopted.

Senator Kazen offered the following committee amendment to the bill:

Amend House Bill 459 by adding a new section to be known as Section 11-B to read as follows:

Sec. 11-B. There is hereby appropriated from the Game Fund to pay the following amounts:

To pay Sanders Store, Dundee, Texas, for supplies and groceries delivered to the State Hatchery at Archer, Texas ... \$143.69

To pay St. John's Shrimp Company, Felice Golino, Owner, Patterson, La., for refund of 30 non-resident commercial fishing license at \$200.00 each less 30 resident fishing license at \$3.00 each. The Act requiring such licenses was declared unconstitutional ... \$5,910.00

To pay Ramos Shrimp Company, J. S. Ramos, owner, Patterson, La., for refund of 23 non-resident commercial fishing license at \$200.00 each less 23 resident fishing license at \$3.00 each. The Act requiring such license was declared unconstitutional ... \$4,531.00

The following individual claims are for refund of non-resident commercial fishing license in the amount set by each name. The Act requiring such license was declared unconstitutional.

To pay Berman Cheramis, Grand Isle, La., license for 1947 ... \$200.00

To pay Alvin Collins, Gen. Del., Aransas Pass, Texas, license for 1947 and 1948 ... \$400.00

To pay Guy Aloisio, Box 1094, Aransas Pass, Texas, license for 1946 and 1947 ... \$100.00

To pay Leonard Aloisio, General Delivery, Aransas Pass, Texas, for license issued in 1945 ... \$200.00

To pay Cornelius Anenson, Box 1707, Berwick, La., for license issued in 1945 ... \$200.00

To pay Joseph Augustine, Jr., c/o Independent Fish Co., Brownsville, Texas, for license issued in 1947 ... \$200.00

To pay Antony Boudin, Box 1343, Aransas Pass, Texas, for license issued in 1946 ... \$200.00

To pay Ashley A. Boudreaux, Berwick, La., for license issued in 1945 ... \$200.00

To pay Felix Bruney, Texas Fishermens Co-op, Aransas Pass, Texas, for license issued in 1947 ... \$200.00

To pay Emery Casso, General Delivery, Aransas Pass, Texas, for license issued in 1946 ... \$200.00

To pay Norman J. Cheramie, 4002 Timson Blvd., Corpus Christi, Texas, for license issued in 1946 ... \$200.00

To pay Roy Collette, Aransas Pass, Texas, for license issued in 1947 and 1948 ... \$400.00

To pay Herman Domangue, General Delivery, Aransas Pass, Texas, for license issued in 1946 \$200.00

To pay J. W. Gooding, General Delivery, Aransas Pass, Texas, for license issued in 1947 \$200.00

To pay William Gooding, Box 788, Aransas Pass, Texas, for license issued in 1947 \$200.00

To pay Wilson D. Gooding, General Delivery, Aransas Pass, Texas, for license issued in 1947 \$200.00

To pay Donald W. Green, Box 1707, Berwick, La., for license issued in 1945 \$200.00

To pay Raymond Guidry, General Delivery, Aransas Pass, Texas, for license issued in 1947 and 1948 \$400.00

To pay Willie Guidry, General Delivery, Aransas Pass, Texas, for license issued for 1947 and 1948, \$400.00

To pay Wm. D. Guthrie, General Delivery, Aransas Pass, Texas, for license issued in 1945 \$200.00

To pay Ossie L. Hammond, Cottonport, La., for license issued in 1944 \$200.00

To pay Clyde Hebert, Aransas Pass, Texas, Box 1109, for license issued in 1947 \$200.00

To pay Mrs. John Jacinto, 506 2nd St., Franklin, La., for license issued in 1946 and 1947 \$400.00

To pay Alton Keller, 5237 Thirteenth St., Port Arthur, Texas, license issued in 1947 \$200.00

To pay Harry Keller, General Delivery, Aransas Pass, Texas, for license issued in 1946 \$200.00

To pay Sidney Keller, General Delivery, Aransas Pass, Texas, for license issued in 1946 \$200.00

To pay Paul Kullman, General Delivery, Aransas Pass, Texas, license issued in 1946 \$200.00

To pay Jules LeBlanc, Box 521, Aransas Pass, Texas, for license issued in 1944 \$200.00

To pay Earl LeMaire, General Delivery, Aransas Pass, Texas, for license issued in 1946 and 1947, \$400.00

To pay Ember LeMaire, General Delivery, Aransas Pass, Texas, for license issued in 1946, 1947 and 1948 \$600.00

To pay John C. Martin, General Delivery, Aransas Pass, Texas, for license issued in 1948 \$200.00

To pay Antoine B. Melancon, General Delivery, Aransas Pass, Texas, for license issued in 1946 \$200.00

To pay Louis Miller, General Delivery, Aransas Pass, Texas, for license issued in 1947 and 1948, \$400.00

To pay Emanuel Nagim, c/o Texas Fishermens Co-op Ass'n, Aransas Pass, Texas, for license issued in 1947 \$200.00

To pay Hebert Picou, Box 1126, Corpus Christi, Texas, for license issued in 1946 \$200.00

To pay Edwin Sundin, General Delivery, Aransas Pass, Texas, for license issued in 1946 \$200.00

To pay Eugene M. Webster, General Delivery, Aransas Pass, Texas, for license issued in 1946 \$200.00

To pay Vincent Gloriosso, General Delivery, Aransas Pass, Texas, for license issued in 1948 \$200.00

To pay Blaise Hebert, General Delivery, Aransas Pass, Texas, for license issued in 1946 and 1947, \$400.00

To pay Wallace Herman Cubbedge, Box 314, Aransas Pass, Texas, for license issued in 1945, 1947 and 1948 \$600.00

To pay Herman Billie Cubbedge, Box 314, Aransas Pass, Texas, for license issued in 1947 and 1948 \$400.00

To pay Ivy Hebert, Box 701, Aransas Pass, Texas, for license issued in 1946 and 1947 \$400.00

The committee amendment was adopted.

The bill, as amended, was passed to third reading.

House Bill 459 on Third Reading

Senator Kazen moved that the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 459 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Phillips
Ashley	Rogers
Bell	of Childress
Bracewell	Rogers of Travis
Colson	Russell
Corbin	Rutherford
Hardeman	Sadler
Kazen	Secrest
Kelley	Shireman
Lane	Strauss
Lock	Wagon seller
Martin	Weinert
McDonald	Willis
Moffett	

Absent

Fuller Moore
 Hazlewood Parkhouse
 Latimer

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

At Ease

The President announced the Senate at 7:32 o'clock p.m. would stand at ease subject to call of the Chair.

In Legislative Session

The presiding officer (Senator Hardeman in the Chair) called the Senate to order at 8:00 o'clock p. m. and announced the session to consider Local and Uncontested Bills.

Leaves of Absence

Senator Hazlewood was granted leave of absence for the remainder of the day on account of illness on motion of Senator Martin.

Senator Fuller was granted leave of absence for the remainder of the day on motion of Senator Shireman.

Senate Bill 353 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 353, A bill to be entitled "An Act amending Article 128 of the Revised Civil Statutes of Texas, 1925, as amended, so as to permit the Commissioner of Agriculture to enter into reciprocal agreements with responsible officers of other states; providing a saving clause and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 353 on Third Reading

Senator McDonald moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 353 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin Ashley

Bell
 Bracewell
 Colson
 Corbin
 Hardeman
 Kazen
 Kelley
 Lane
 Latimer
 Lock
 Martin
 McDonald
 Moffett
 Moore

Parkhouse
 Phillips
 Rogers
 of Childress
 Rogers of Travis
 Russell
 Rutherford
 Sadler
 Secrest
 Shireman
 Strauss
 Wagonseller
 Weinert
 Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin Moore
 Ashley Parkhouse
 Bell Phillips
 Bracewell Rogers
 of Childress
 Colson Rogers of Travis
 Corbin Russell
 Hardeman Rutherford
 Kazen Sadler
 Kelley Secrest
 Lane Shireman
 Latimer Strauss
 Lock Wagonseller
 Martin Weinert
 McDonald Willis
 Moffett

Absent—Excused

Fuller Hazlewood

House Bill 925 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading H. B. No. 925 in lieu of S. B. No. 354 (the bill containing the same substance as S. B. No. 354):

H. B. No. 925, Open season on wild deer for San Augustine and Sabine Counties, etc., and declaring an emergency.

The bill was read second time and was passed to third reading.

House Bill 925 on Third Reading

Senator Weinert moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 925 be

placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

**Committee Substitute
Senate Bill 288 on Second Reading**

The presiding officer laid before the Senate on its second reading and passage to engrossment:

C. S. S. B. No. 288, A bill to be entitled "An Act amending Article 7217, Revised Civil Statutes of Texas, 1925, as amended by Chapter 453, Acts of the Forty-seventh Legislature, 1941, as amended by Chapter 607, Acts of

the Fifty-first Legislature, 1949, relating to the powers and duties of the Commissioners Courts in determining the value of property for tax purposes in such Counties, and in making contracts with persons, firms or corporations to compile taxation data; and declaring an emergency."

The bill was read second time and was passed to engrossment.

**Committee Substitute
Senate Bill 288 on Third Reading**

Senator Sadler moved that the constitutional rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 288 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	McDonald
Ashley	Moffett
Bell	Moore
Bracewell	Parkhouse
Colson	Phillips
Corbin	Rogers
Hardeman	of Childress
Kazen	Rogers of Travis
Kelley	Russell
Lane	Rutherford
Latimer	Sadler
Lock	Secrest
Martin	Shireman

Strauss
Wagonseller

Weinert
Willis

Absent—Excused

Fuller

Hazlewood

House Bill 414 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 414, A bill to be entitled "An Act amending Section 4 of Senate Bill No. 289, Acts of the 52nd Legislature, Regular Session, 1951, Chapter 471, page 830, by inserting the words 'of the court, or may be made by any public officer having a seal,' which were inadvertently omitted from Senate Bill No. 289 as finally passed and sent to the Governor; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 414 on Third Reading

Senator Moore moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 414 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin
Ashley
Bell
Bracewell
Colson
Corbin
Hardeman
Kazen
Kelley
Lane
Latimer
Lock
Martin
McDonald
Moffett

Moore
Parkhouse
Phillips
Rogers
of Childress
Rogers of Travis
Russell
Rutherford
Sadler
Secrest
Shireman
Strauss
Wagonseller
Weinert
Willis

Absent—Excused

Fuller

Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin
Ashley
Bell
Bracewell
Colson
Corbin
Hardeman
Kazen
Kelley
Lane
Latimer
Lock
Martin
McDonald
Moffett

Moore
Parkhouse
Phillips
Rogers
of Childress
Rogers of Travis
Russell
Rutherford
Sadler
Secrest
Shireman
Strauss
Wagonseller
Weinert
Willis

Absent—Excused

Fuller

Hazlewood

House Bill 448 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 448, A bill to be entitled "An Act declaring the public policy of this State with reference to the establishment of a more comprehensive program for the prevention, abatement, and control of stream pollution; creating a five-member Water Pollution Advisory Council and providing its function, and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 448 on Third Reading

Senator Lock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 448 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin
Ashley
Bell
Bracewell
Colson
Corbin
Hardeman
Kazen
Kelley
Lane
Latimer
Lock
Martin

McDonald
Moffett
Moore
Parkhouse
Phillips
Rogers
of Childress
Rogers of Travis
Russell
Rutherford
Sadler
Secrest
Shireman

Strauss Weinert
Wagon seller Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 901 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 901, A bill to be entitled "An Act providing for an open season when it shall be lawful to hunt, take or kill squirrel in Angelina County; fixing a penalty for the violation thereof; repealing conflicting laws; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 901 on Third Reading

Senator Lock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 901 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Bracewell
Ashley	Colson
Bell	Corbin

Hardeman	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Russell
Latimer	Rutherford
Lock	Sadler
Martin	Secrest
McDonald	Shireman
Moffett	Strauss
Moore	Wagon seller
Parkhouse	Weinert
Phillips	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 906 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 906, A bill to be entitled "An Act authorizing the Board for Texas State Hospitals and Special Schools to sell certain described tracts of land which are a part of the site of the Rusk State Hospital; etc., and declaring an emergency."

The bill was read the second time.

Senate Martin offered the following amendment to the bill:

Amend H. B. 906, Section 2, by deleting the last two paragraphs beginning with the words "The Executive Secretary," and substituting therefor the following:

"The Executive Director of the Board acting for and in behalf of the Board is hereby empowered to execute a general warranty deed to each purchaser. The proceeds of each sale shall be deposited in the Hospital Board Local Fund, said fund being the one designated in the General Appropriations Bill."

The amendment was adopted.

On motion of Senator Lock and by unanimous consent of the Senate, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

House Bill 906 on Third Reading

Senator Lock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 906 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Hardeman
Ashley	Kazen
Bell	Kelley
Bracewell	Lane
Colson	Latimer
Corbin	Lock

Martin	Russell
McDonald	Rutherford
Moffett	Sadler
Moore	Secrest
Parkhouse	Shireman
Phillips	Strauss
Rogers	Wagonseller
of Childress	Weinert
Rogers of Travis	Willis

Absent—Excused

Fuller Hazlewood

House Bill 392 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 392, A bill to be entitled "An Act providing that the State Depository Board may authorize the State Treasurer to accept securities offered for deposit or exchange by state depository banks under Chapter 1, Title 47, R. C. S. of Texas, 1925, as amended, where such offered securities are certain obligations of the United States and other bonds guaranteed as to principal and interest by the United States; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 392 on Third Reading

Senator Rogers of Travis moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 392 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 761 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 761, A bill to be entitled "An Act providing for leaves of absence without loss of time or efficiency rating or vacation time or salary of all officers and employees of the State of Texas and of any county or political subdivision thereof, including municipalities, who are members of the National Guard or official militia of Texas or members of any of the Reserve Components of the Armed Forces; providing the above-named officers and employees shall be restored to former positions; providing that the limitation as to the number of days allowed shall not apply to members of the Legislature; repealing all laws in conflict; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 761 on Third Reading

Senator Rogers of Travis moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 761 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 555 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 555, A bill to be entitled "An Act prescribing game laws for Tyler County and portions thereof pertaining to the taking of fish and for the hunting of squirrel and deer in said county; providing closed seasons; prescribing a penalty for violations; repealing Chapter 278, page 505, Acts, Regular Session, Fifty-first Legislature, to the extent of conflict with this Act and all other laws or parts of laws in conflict; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 555 on Third Reading

Senator Lock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 555 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 592 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 592, A bill to be entitled "An Act regulating the holding of stock law elections by amending Article 6930, Revised Civil Statutes of Texas, 1925, so as to include horses, mules, jacks, jennets, donkeys, hogs, sheep, and goats, and by amending Article 6954, Revised Civil Statutes of Texas, 1925, as amended, so as to make it apply to elections concerning cattle only and so as to authorize the holding of such elections in subdivisions of any county of the State; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 592 on Third Reading

Senator Lock moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 592 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Kelley
Ashley	Lane
Bell	Latimer
Bracewell	Lock
Colson	Martin
Corbin	McDonald
Hardeman	Moffett
Kazen	Moore

Parkhouse	Sadler
Phillips	Secrest
Rogers	Shireman
of Childress	Strauss
Rogers of Travis	Wagonseller
Russell	Weinert
Rutherford	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 568 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 568, A bill to be entitled "An Act amending Article 2773, Revised Civil Statutes of 1925, to vest sole discretionary authority in boards of trustees of independent school districts to sell district school buildings and lands; validating all such sales heretofore made in substantial compliance herewith; providing this Act shall not modify, change or affect House Bill No. 854, Acts of 47th Legislature, Regular Session, Chapter 368 (Article 2773a, V.A.C.S.); and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 568 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 568 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 373 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 373, A bill to be entitled "An Act to amend subdivision 2(e) of Section 8(a) of the Public Welfare Act of 1941, as amended and reenacted, (subdivision 2(e) of Section 8(a) of Article 695c of the Revised Civil Statutes of Texas, as amended), clarifying the prohibition against child-placing agencies charging fees, and restricting such prohibition to fees for placement, consultation, or other child-placing activities; providing a repealing clause; a saving clause; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 373 on Third Reading

Senator Willis moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 373 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Bell
Ashley	Bracewell

Colson	Phillips
Corbin	Rogers
Hardeman	of Childress
Kazen	Rogers of Travis
Kelley	Russell
Lane	Rutherford
Latimer	Sadler
Lock	Secrest
Martin	Shireman
McDonald	Strauss
Moffett	Wagonseller
Moore	Weinert
Parkhouse	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 120 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 120, A bill to be entitled "An Act amending Article 6967, Revised Civil Statutes of Texas, 1925, so as to change the fees that may be charged for impounding stock; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 120 on Third Reading

Senator Parkhouse moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 120 be

placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 121 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 121, A bill to be entitled "An Act repealing Title 74 of the Revised Civil Statutes of Texas, 1925, the same being Articles 4597, 4598, 4599, 4600, and 4601, (creating the State Bureau of Child and Animal

Protection' and describing its duties) and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 121 on Third Reading

Senator Parkhouse moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 121 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 450 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 450, A bill to be entitled "An Act amending Chapter 1 of Title 128 of the Revised Civil Statutes of Texas, 1925, by adding Article 7467c; providing for the granting of seasonal and temporary permits to appropriate waters; etc., and declaring an emergency."

The bill was read the second time.

Senator Secrest offered the following amendment to the bill:

Amend Section 2 of H. B. No. 450 by striking out the following: "The nature and purposes of the proposed use" and substituting in lieu thereof the following: "The nature and purpose of the proposed use and the amount of water to be used for each purpose."

The amendment was adopted.

Senator Secrest offered the following amendment to the bill:

Amend H. B. No. 450 by adding in Section 3 thereof after the words "the amount or volume of water authorized to be appropriated," the following: "for each purpose."

The amendment was adopted.

On motion of Senator Parkhouse and by unanimous consent of the Senate, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

House Bill 450 on Third Reading

Senator Parkhouse moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 450 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Corbin
Ashley	Hardeman
Bell	Kazen
Bracewell	Kelley
Colson	Lane

Latimer	Rogers of Travis
Lock	Russell
Martin	Rutherford
McDonald	Sadler
Moffett	Secrest
Moore	Shireman
Parkhouse	Strauss
Phillips	Wagonseller
Rogers	Weinert
of Childress	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 908 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 908, A bill to be entitled "An Act to amend Article III, Items 104 and 107 of H. B. No. 426 of the 52nd Legislature by transferring \$900 of appropriated and unused money to other purposes; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 908 on Third Reading

Senator Weinert moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 908 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 454 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 454, A bill to be entitled "An Act creating a Water Resources Committee; etc., and declaring an emergency."

The bill was read the second time.

Senator Kelley offered the following committee amendment to the bill:

Amend H. B. No. 454 by striking out lines 9, 10 and 11 of Section 2 of said bill reading as follows: "Members of said committee shall be paid the sum of Ten Dollars (\$10.00) for each day the committee is in session."

The committee amendment was adopted.

Senator Phillips offered the following amendment to the bill:

Amend H. B. No. 454, Section 9, as amended, by striking out all of said Section 9 and inserting in lieu thereof the following:

Section 9. There is hereby appropriated out of the contingent fund of the 53rd Legislature the sum of Ten Thousand Dollars (\$10,000.00), or as much thereof as may be necessary, to accomplish the purposes set out herein; except, however, none of the funds herein appropriated shall be used to pay the expenses of the non-legislative members of said committee. Such committee shall not expend sums in excess of amounts so appropriated, other than donations or gifts. Disbursements from this appropriation shall be made on warrants issued by the State Comptroller based upon accounts approved by the chairman of said committee.

The amendment was adopted.

Senator Phillips offered the following amendment to the bill:

Amend H. B. No. 454, Section 6, as amended, by striking out all of said Section 6 and by inserting in lieu thereof the following:

Sec. 6. The committee shall have authority to accept reports made by any other private or public agency and to receive donations to cover the expense of said work. The expenses of said committee shall be accounted for annually, and the books of account of said committee shall be audited by the State Auditor at least once annually during the existence of said committee and a copy of such audit shall be filed with the Governor and with the Secretary of the House and the Senate of the Legislature of the State of Texas.

The amendment was adopted.

On motion of Senator Kelley and by unanimous consent of the Senate, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

House Bill 454 on Third Reading

Senator Kelley moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 454 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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Committee Substitute House Bill 110 on Second Reading

The presiding officer laid before the

Senate on its second reading and passage to third reading:

C.S.H.B. No. 110, A bill to be entitled "An Act to amend Article 200a of Vernon's Revised Civil Statutes of Texas, 1925, providing that the State of Texas shall be divided into nine administrative judicial districts, naming the counties composing each administrative judicial district; etc., and declaring an emergency."

The bill was read the second time.

Senator Weinert offered the following amendment to the bill:

Amend C. S. H. B. No. 110, Section 3, by deleting therefrom the following words in the fourth line, first sentence of the bill: "or without."

The amendment was adopted.

Senator Weinert offered the following amendment to the bill:

Amend C. S. H. B. No. 110 by deleting all of Section 4 thereof and substituting the following:

"Sec. 4. The Clerk of the District Court of the district from which the judge has been designated as the Presiding Judge of the Administrative District and of the county of the residence of the judge, in addition to his regular duties as clerk of the district court, shall perform the duties of the Clerk of the Administrative District."

WEINERT
HARDEMAN

The amendment was adopted.

Senator Weinert offered the following amendment to the bill:

Amend C. S. H. B. No. 110 by striking out all of Section 7 and substituting in lieu thereof the following:

"Sec. 7. The several district judges of the District, when required to attend the annual or special sessions of the judges herein prescribed, shall, in addition to all other compensation allowed them by law, receive their actual traveling expenses going to and returning from the place of meeting, and their actual expenses while in attendance on the meeting.

All of the aforesaid salaries, compensation, and expenses, and all other expenses authorized and incurred herein for the purpose of administering this Law, shall be paid by the several counties composing the Ad-

ministrative District out of the General Fund of said counties. Said salaries, compensations, expenses and expenditures herein authorized are to be paid in proportion to the number of weeks provided by law for holding District Court in the respective counties, on certificates of approval of the Presiding Judge of the Administrative Judicial District.

When the district judges are assigned under the provisions of this Act to districts other than their own district and out of their own counties, they shall, in addition to all other compensation permitted or authorized by law, receive their actual expenses in going to and returning from their several assignments, and their actual living expenses while in the performance of their duties under assignments, which expenses shall be paid out of the General Fund of the county in which their duties under assignments are performed, upon accounts certified and approved by the Presiding Judge of the Administrative District."

WEINERT
HARDEMAN

The amendment was adopted.

On motion of Senator Lock and by unanimous consent of the Senate, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

Committee Substitute House Bill 110 on Third Reading

Senator Lock moved that the constitutional rule requiring bills to be read on three several days be suspended and that C. S. H. B. No. 110 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Martin
Ashley	McDonald
Bell	Moffett
Bracewell	Moore
Colson	Parkhouse
Corbin	Phillips
Hardeman	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Russell
Latimer	Rutherford
Lock	Sadler

Secrest
Shireman
Strauss

Wagonseller
Weinert
Willis

Absent—Excused

Fuller

Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin
Ashley
Bell
Bracewell
Colson
Corbin
Hardeman
Kazen
Kelley
Lane
Latimer
Lock
Martin
McDonald
Moffett

Moore
Parkhouse
Phillips
Rogers
of Childress
Rogers of Travis
Russell
Rutherford
Sadler
Secrest
Shireman
Strauss
Wagonseller
Weinert
Willis

Absent—Excused

Fuller

Hazlewood

House Bill 921 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 921, A bill to be entitled "An Act removing the closed season on wild pheasants in Smith County, but continuing in effect the general laws prescribing the bag limit on the number of pheasants which may be taken, killed or possessed; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 921 on Third Reading

Senator McDonald moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 921 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin
Ashley

Bell
Bracewell

Colson
Corbin
Hardeman
Kazen
Kelley
Lane
Latimer
Lock
Martin
McDonald
Moffett
Moore
Parkhouse

Phillips
Rogers
of Childress
Rogers of Travis
Russell
Rutherford
Sadler
Secrest
Shireman
Strauss
Wagonseller
Weinert
Willis

Absent—Excused

Fuller

Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin
Ashley
Bell
Bracewell
Colson
Corbin
Hardeman
Kazen
Kelley
Lane
Latimer
Lock
Martin
McDonald
Moffett

Moore
Parkhouse
Phillips
Rogers
of Childress
Rogers of Travis
Russell
Rutherford
Sadler
Secrest
Shireman
Strauss
Wagonseller
Weinert
Willis

Absent—Excused

Fuller

Hazlewood

House Bill 923 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 923, A bill to be entitled "An Act amending Sec. 5 of Chapter 311, Acts of the 52nd Legislature, 1951, further defining gifts, grants or loans for purposes of civil defense and disaster relief and the use, allocation and distribution of such gifts; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 923 on Third Reading

Senator Secrest moved that the constitutional rule requiring bills to be read on three several days be sus-

pending and that H. B. No. 923 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 882 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 882, A bill to be entitled "An Act fixing the salaries and manner of payment of some of certain officials in certain counties; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 882 on Third Reading

Senator Secrest moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 882 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 888 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 888, A bill to be entitled "An Act making it unlawful to take, hunt, kill, or attempt to kill wild deer in Bell and Coryell Counties for a period of five years from and after the effective date of this Act; providing a penalty therefor; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 888 on Third Reading

Senator Secrest moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 888 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 588 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 588, A bill to be entitled "An Act repealing Chapter 19, Acts of the 17th Legislature, 1881, as continued in effect by Article 1970 of the Revised Civil Statutes of Texas, 1925, insofar as that chapter limits the jurisdiction of the County Court of Bandera County; providing for the transfer of certain cases upon the docket of the District Court having jurisdiction in Bandera County to the County Court; providing that all processes issued and bonds and recognizances made in certain cases before this Act takes effect shall be returnable to the County Court of Bandera County; repealing laws to the extent of the conflict; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 588 on Third Reading

Senator Ashley moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 588 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 866 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 866, A bill to be entitled "An Act amending Article 6711, Revised Civil Statutes of Texas, 1925, as amended, providing for the establishment of roads giving the public access to properties now owned by freeholders, persons, firms or corporations who own lands to which they have no legal access; etc., and declaring an emergency."

The bill was read the second time.

Senator Ashley offered the following committee amendment to the bill:

Amend H. B. No. 866 by substituting the word "may" for the word "shall" where the same appears in the fourth line of subparagraph 3 on page 2 of the bill.

The committee amendment was adopted.

Senator Shireman offered the following amendment to the bill:

Amend H. B. No. 866 by inserting after the comma following the word "route" in line 20 of the printed bill, the following:

"practicable route as used herein, shall mean a route which will not unduly inconvenience the owners or persons occupying the land through which such route shall be declared,"

The amendment was adopted.

Senator Shireman offered the following amendment to the bill:

Amend H. B. No. 866 by adding a new sentence at the end of Section 3 to read as follows:

"A copy of such order shall be filed in the Deed Records in the office of the County Clerk of said County."

The amendment was adopted.

On motion of Senator Ashley and by unanimous consent, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

House Bill 866 on Third Reading

Senator Ashley moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 866 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Kazen
Ashley	Kelley
Bell	Lane
Bracewell	Latimer
Colson	Lock
Corbin	Martin
Hardeman	McDonald

Moffett	Rutherford
Moore	Sadler
Parkhouse	Secrest
Phillips	Shireman
Rogers	Strauss
of Childress	Wagonseller
Rogers of Travis	Weinert
Russell	Willis

Absent—Excused

Fuller Hazlewood

House Bill 809 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 809, A bill to be entitled "An Act amending Article 2122, Revised Civil Statutes of Texas, 1925, and Article 1056, of the Code of Criminal Procedure of Texas, 1925, as amended, so as to provide a minimum and maximum pay for jurors to be determined by the commissioners court; providing a severability clause; repealing all laws in conflict; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 809 on Third Reading

Senator Moore moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 809 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 869 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 869, A bill to be entitled "An Act amending Article 6221, Revised Civil Statutes of Texas, 1925, as amended, so as to provide for the payment of an increased pension to each married Confederate Veteran who is living with his wife; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 869 on Third Reading

Senator Moore moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 869 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	McDonald
Ashley	Moffett
Bell	Moore
Bracewell	Parkhouse
Colson	Phillips
Corbin	Rogers
Hardeman	of Childress
Kazen	Rogers of Travis
Kelley	Russell
Lane	Rutherford
Latimer	Sadler
Lock	Secrest
Martin	Shireman

Strauss **Weinert**
Wagonseller **Willis**

Absent—Excused

Fuller **Hazlewood**

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller **Hazlewood**

House Bill 852 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 852, A bill to be entitled "An Act creating a juvenile board for Washington County and designating the chairman thereof; authorizing an additional salary for the chairman of the juvenile board; stating the effect of this Act on existing laws; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 852 on Third Reading

Senator Moore moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 852 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Bracewell
Ashley	Colson
Bell	Corbin

Hardeman
Kazen
Kelley
Lane
Latimer
Lock
Martin
McDonald
Moffett
Moore
Parkhouse
Phillips

Rogers
of Childress
Rogers of Travis
Russell
Rutherford
Sadler
Secrest
Shireman
Strauss
Wagonseller
Weinert
Willis

Absent—Excused

Fuller **Hazlewood**

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller **Hazlewood**

House Bill 823 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 823, A bill to be entitled "An Act relating to food and lodging of jurors; amending Article 1038 of the Code of Criminal Procedure of the State of Texas, 1925; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 823 on Third Reading

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 823 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 473 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 473, A bill to be entitled "An Act providing for the creation of county-wide independent school districts in counties having populations of not less than thirteen thousand five hundred (13,500), having no common school districts and no county-line school districts, and having more than one (1) and not more than four (4) independent school districts or inde-

pendent and consolidated independent school districts; etc., and declaring an emergency."

The bill was read the second time.

Senator Shireman offered the following amendment to the bill:

Amend H. B. No. 473 by striking out Sec. 4 and inserting in lieu thereof the following:

"Sec. 4. The Commissioners Court shall at any regular or special session, after said election, canvass the returns of said election, that a majority of the legally qualified voters in each of the independent school districts and independent and consolidated school districts, voting therein, favor the creation of a county-wide independent school district, it shall declare the results of the election as thus determined an order creating the independent school district embracing the entire county and abolishing all independent school districts participating in such election. In said order the court shall declare the boundaries of such county-wide independent school district to be co-extensive with the boundaries of such county."

The amendment was adopted.

On motion of Senator Kazen and by unanimous consent of the Senate, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

House Bill 473 on Third Reading

Senator Kazen moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 473 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Latimer
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Colson	Moffett
Corbin	Moore
Hardeman	Parkhouse
Kazen	Phillips
Kelley	Rogers
Lane	of Childress

Rogers of Travis	Shireman
Russell	Strauss
Rutherford	Wagonseller
Sadler	Weinert
Secrest	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 651 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 651, A bill to be entitled "An Act creating a special court for Starr County, Texas to be known as the Starr County Court of Domestic Relations; fixing its jurisdiction; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 651 on Third Reading

Senator Kazen moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 651 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Bell
Ashley	Bracewell

Colson	Rogers
Corbin	of Childress
Kazen	Rogers of Travis
Kelley	Russell
Lane	Rutherford
Latimer	Sadler
Lock	Secrest
McDonald	Shireman
Moffett	Strauss
Moore	Wagonseller
Parkhouse	Weinert
Phillips	Willis

Nays—2

Hardeman Martin

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Parkhouse
Ashley	Phillips
Bell	Rogers
Bracewell	of Childress
Colson	Rogers of Travis
Corbin	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
McDonald	Wagonseller
Moffett	Weinert
Moore	Willis

Nays—2

Hardeman Martin

Absent—Excused

Fuller Hazlewood

House Bill 918 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 918, A bill to be entitled "An Act making it unlawful to take or kill wild deer in the County of Duval, State of Texas, for a period of five (5) years; prescribing a penalty for violation of this Act, providing that all laws in conflict herewith are repealed; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 918 on Third Reading

Senator Kazen moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 918 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 364 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 364, A bill to be entitled "An Act authorizing incorporated cities, towns and villages to provide

group insurance for employees; amending paragraph (3) of Section 1, Art. 3.50, Subchapter E, of Senate Bill No. 237, Chapter 491, Acts Fifty-second Legislature, Regular Session, 1951, and adding Subparagraph (e) thereto; and declaring an emergency."

The bill was read the second time.

Senator Latimer offered the following amendment to the bill:

Amend the caption of H. B. No. 364 by striking out the words "and adding subparagraph (4) thereto, providing that the governing bodies of cities, towns and villages may pay premiums on such policies upon the adoption of a uniform plan."

The amendment was adopted.

Senator Latimer offered the following amendment to the bill:

Amend H. B. No. 364 by striking out subparagraph (e) of paragraph (3), Section o of the bill.

The amendment was adopted.

On motion of Senator Latimer and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

House Bill 364 on Third Reading

Senator Latimer moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 364 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 377 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 377, A bill to be entitled "An Act amending Section 28 of Chapter 172, Acts of the Regular Session of the 39th Legislature, 1925, (Article 908, Penal Code, 1925) so as to make it unlawful for a manager or owner of premises used for hunting to receive a guest for pay before such manager has received a license from the Game and Fish Commission, to define a 'shooting preserve,' to require the issuance of one license for each 'shooting preserve,' to require certain prerequisites before the issuance of said license, to require all managers to keep a suitable record book to record required information, to provide for the cancellation of licenses, to provide a penalty, and to provide for the duties of the Game and Fish Commission in regard to the license used; repealing all other laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 377 on Third Reading

Senator Ashley moved that the constitutional rule requiring bills to be

read on three several days be suspended and that H. B. No. 377 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 72 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 72, A bill to be entitled "An Act to authorize county clerks to destroy all chattel mortgages and chattel mortgage records which have remained on file for a period of more

than ten years, unless an affidavit is filed as herein provided; etc., and declaring an emergency."

The bill was read the second time.

Senator Bracewell offered the following amendment to the bill:

Amend H. B. No. 72 by striking out Section 1 and substituting therefor the following:

"Section 1. On or after January 1, 1954, in all counties in this state having a population of six hundred thousand (600,000), or more, according to the last preceding Federal Census, the County Clerks are hereby authorized and directed to destroy all Chattel Mortgages and Chattel Mortgage records pertaining to such which have been on file for a period of ten (10) years or more, unless on or before the expiration of said ten (10) year period, the owner or holder of the debt and lien shall file with the County Clerk an affidavit stating that the debt has not been paid, such affidavit to contain suitable reference to the original Chattel Mortgage with a description of the indebtedness and the property on which the lien is claimed. If such an affidavit is filed, the County Clerk shall hold said Chattel Mortgage on file for an additional period of ten (10) years from and after the date of such filing unless a release thereof has been filed.

"In all such counties, when a Chattel Mortgage has remained on file for a period of ten (10) years, such period dating from the date of filing of the Chattel Mortgage, it shall be presumed that the indebtedness secured by the lien set forth in said Chattel Mortgage has been fully paid and discharged. All Chattel Mortgages which are destroyed by a County Clerk on or after the expiration of ten (10) years from the date of their filing shall be presumed to have been satisfied, unless an affidavit is filed as above provided. All Chattel Mortgage records covering the period of Chattel Mortgages destroyed by this Act shall likewise be destroyed at the same time. No County Clerk shall be liable to any person owning or holding said debt or lien or any portion thereof unless the affidavit above provided for has been filed before the expiration of the ten (10) year period."

The amendment was adopted.

Senator Bracewell offered the following amendment to the bill:

Amend H. B. No. 72 by striking out the caption thereof and substituting therefor the following:

"An Act authorizing and directing County Clerks in counties of 600,000 population to destroy Chattel Mortgage and Chattel Mortgage records after the expiration of ten (10) years; unless an affidavit of unpaid indebtedness is filed; and declaring an emergency."

The amendment was adopted.

The bill, as amended, was passed to third reading.

House Bill 72 on Third Reading

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 72 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagoner
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Latimer
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Colson	Moffett
Corbin	Moore
Hardeman	Parkhouse
Kazen	Phillips
Kelley	Rogers
Lane	of Childress

Rogers of Travis	Shireman
Russell	Strauss
Rutherford	Wagonseller
Sadler	Weinert
Secrest	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 168 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 168, A bill to be entitled "An Act amending subdivision 95, Article 1302, Revised Civil Statutes, 1925, to permit incorporation for the purpose of construction, maintenance and operation of radio and/or television broadcasting equipment and stations; and declaring an emergency."

The bill was read the second time.

Senator Bracewell offered the following committee amendment to the bill:

Amend H. B. No. 168 by striking out the following in line 6 of Section 1 thereof: "/or."

The committee amendment was adopted.

The bill, as amended, was passed to third reading.

House Bill 168 on Third Reading

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 168 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 109 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 109, A bill to be entitled "An Act providing that for a period of two (2) years commencing September 7, 1953, vehicles used exclusively to transport ready-mix concrete may be operated upon the public highways of this State with a tandem axle load not to exceed thirty-six thousand (36,000) pounds by first filing with the State Highway Department a properly conditioned surety bond; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 109 on Third Reading

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 109 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Corbin
Ashley	Hardeman
Bell	Kazen
Bracewell	Kelley
Colson	Lane

Latimer	Rogers of Travis
Lock	Russell
Martin	Rutherford
McDonald	Sadler
Moffett	Secrest
Moore	Shireman
Parkhouse	Strauss
Phillips	Wagon seller
Rogers	Weinert
of Childress	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 513 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 513, A bill to be entitled "An Act providing for compulsory treatment of narcotic addicts; etc., and declaring an emergency."

The bill was read the second time.

Senator Bracewell offered the following amendment to the bill:

Amend H. B. No. 513 by striking out the words "repealing all laws and parts of laws in conflict herewith" in the caption (line 11 of the printed bill) and inserting in lieu thereof the following: "declaring the effect. of this Act on other laws."

The amendment was adopted.

Senator Bracewell offered the following amendment to the bill:

Amend H. B. No. 513 by striking out the words "less than six months or" in Section 3 (line 27 of the printed bill).

The amendment was adopted.

Senator Bracewell offered the following amendment to the bill:

Amend H. B. No. 513 by striking out all of Section 5 and inserting in lieu thereof the following:

"Sec. 5. This Act shall be cumulative of all other laws relating to narcotic drugs and is intended to define as separate and new offenses the acts herein made unlawful. However, in case of conflict between any provision of this Act and any provision of Chapter 169, Acts of the 45th Legislature, Regular Session, 1937 (Uniform Narcotic Drug Act) or any subsequent amendment thereto, the provisions of the Uniform Narcotic Drug Act and its amendments shall govern."

The amendment was adopted.

On motion of Senator Bracewell and by unanimous consent, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

House Bill 513 on Third Reading

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 513 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 905 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 905, A bill to be entitled "An Act creating the Harris County Sanitation District; etc., and declaring an emergency."

The bill was read the second time.

Senator Bracewell offered the following amendment to the bill:

Amend H. B. No. 905, Section 12, paragraph (b) by inserting in line 2 on page 6 of the printed bill after the word "line" and before the word "or" the following:

"telephone and/or telegraph"

The amendment was adopted.

On motion of Senator Bracewell and by unanimous consent, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

House Bill 905 on Third Reading

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 905 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 490 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 490, A bill to be entitled "An Act to allow the commissioners courts in counties having a population of not less than 31,000 inhabitants and not more than 32,000 and which have an assessed valuation of more than Forty-nine Million (\$49,000,000) Dollars and an incorporated city of 16,000 or more inhabitants to determine the future salary to be paid

the chief deputy county tax assessor-collector, and other officers; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 490 on Third Reading

Senator Bell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 490 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 648 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 648, A bill to be entitled "An Act authorizing the issuance of time warrants for and on behalf of certain school districts and containing provisions relating thereto; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 648 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 648 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Martin
Ashley	McDonald
Bell	Moffett
Bracewell	Moore
Colson	Parkhouse
Corbin	Phillips
Hardeman	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Russell
Latimer	Rutherford
Lock	Sadler

Secrest	Wagonseller
Shireman	Weinert
Strauss	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 816 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 816, A bill to be entitled "An Act to amend Article 6823, of Title 117, and all amendments thereto, Revised Civil Statutes of Texas, 1925, and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 816 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 816 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Corbin
Ashley	Hardeman
Bell	Kazen
Bracewell	Kelley
Colson	Lane

Latimer	Rogers of Travis
Lock	Russell
Martin	Rutherford
McDonald	Sadler
Moffett	Secrest
Moore	Shireman
Parkhouse	Strauss
Phillips	Wagonseller
Rogers	Weinert
of Childress	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 912 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 912, A bill to be entitled "An Act to amend Sections 4, 9, 14, 17 and 18 of Chapter 309, Acts of the Regular Session of the Fifty-second Legislature, creating the Lower Rio Grande Authority, and to validate the boundaries and all proceedings had in connection with said Authority; providing for a severability clause; declaring that no vested rights shall be affected; providing that this Act shall be cumulative of all other Acts but repealing all Acts in conflict herewith; and declaring an emergency."

The bill was read the second time.

Senator Kelley offered the following amendment to the bill:

Amend H. B. No. 912, Section 2, in the paragraph styled "Contract B," by inserting in the last sentence between the word "contract" and the word "the" the following:

"and after affirmative action by its board of directors,"

The amendment was adopted.

Senator Kelley offered the following amendment to the bill:

Amend H. B. No. 912, Section Four (4), fourth paragraph by striking out the last sentence of said paragraph, which said sentence reads as follows:

"Bonds may be issued under the provisions of this Act without obtaining the consent of any department, division, commission, board, bureau or agency of the State, and without any other proceedings or the happening of any other condition or things than those proceedings, conditions or things which are specifically required by this Act."

The amendment was adopted.

Senator Kelley offered the following amendment to the bill:

Amend H. B. No. 912, Section Four (4), fifth paragraph by striking out the first sentence of said paragraph and substituting in lieu thereof the following:

"Before any bonds shall be sold by the Authority, a certified copy of the proceedings for the issuance thereof, including the form of such bonds, together with any other information which the Attorney General may require, shall be submitted to the Attorney General, and if he shall find that such bonds have been issued in accordance with the law, including compliance with Chapter 25, Section 139, Acts 1925, 39th Legislature, compiled as Article 7880-139 (Vernon's Vol. 21, 1937 Edition), he shall approve such bonds, and he shall execute a certificate of approval which shall be filed in the office of the Comptroller of Public Accounts of the State of Texas and be recorded in a record kept for that purpose."

The amendment was adopted.

Senator Kelley offered the following amendment to the bill:

Amend H. B. No. 912, Section 6, by striking out the first sentence as follows:

"The outer boundaries of the Authority as heretofore established in the original Act are hereby confirmed and validated."

The amendment was adopted.

On motion of Senator Kelley and by unanimous consent of the Senate, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

House Bill 912 on Third Reading

Senator Kelley moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 912 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Colson
Ashley	Corbin
Bell	Hardeman
Bracewell	Kazen

Kelley	Rogers of Travis
Lane	Russell
Latimer	Rutherford
Lock	Sadler
Martin	Secrest
McDonald	Shireman
Moffett	Strauss
Moore	Wagonseller
Parkhouse	Weinert
Phillips	Willis
Rogers	

of Childress

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 661 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 661, A bill to be entitled "An Act to amend Article 2350 (6), Section 3 of the Revised Civil Statutes of Texas, 1925, as amended by raising the classification of counties which may pay the County Commissioners of said county additional compensation from counties having not more than sixty-five thousand (65,000) inhabitants to counties having not more than seventy-five thousand (75,000) inhabitants; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 661 on Third Reading

Senator Russell moved that the constitutional rule requiring bills to

be read on three several days be suspended and that H. B. No. 661 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 498 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 498, A bill to be entitled "An Act amending Sections 104, 105, and 131 of Senate Bill 172, Acts of the 50th Legislature, Chapter 421, page 967, being also known as Sec-

tions 104, 105 and 131 of Article 6701d of Vernon's Revised Civil Statutes of Texas; requiring the driver of a vehicle to stop for school buses receiving or discharging school children; etc., and declaring an emergency."

The bill was read the second time.

Senator Martin offered the following amendment to the bill:

Amend H. B. No. 498 by striking out the following: Subsection (A) of Section One (1) and inserting in lieu thereof the following:

Sec. 104. (a) The driver of a vehicle upon a highway outside of a business or residence district upon meeting or overtaking from either direction any school bus which has stopped on the highway for the purpose of receiving or discharging any school children, shall stop the vehicle immediately before passing the school bus but may then proceed past such school bus at a speed which is prudent, not exceeding ten (10) miles per hour, and with due caution for the safety of such children.

The amendment was adopted.

Senator Martin offered the following amendment to the bill:

Amend H. B. No. 498 by striking out Subsection (b) of Section 2, line 11, page 3, the following: "and/"

The amendment was adopted.

On motion of Senator Kazen and by unanimous consent of the Senate, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

House Bill 498 on Third Reading

Senator Kazen moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 498 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Corbin
Ashley	Hardeman
Bell	Kazen
Bracewell	Kelley
Colson	Lane

Latimer	Rogers of Travis
Lock	Russell
Martin	Rutherford
McDonald	Sadler
Moffett	Secrest
Moore	Shireman
Parkhouse	Strauss
Phillips	Wagonseller
Rogers	Weinert
of Childress	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 145 Ordered Not Printed
On motion of Senator Martin and by unanimous consent of the Senate, H. B. No. 145 was ordered not printed.

House Bill 355 Ordered Not Printed
On motion of Senator Martin and by unanimous consent of the Senate, H. B. No. 355 was ordered not printed.

House Bill 617 Ordered Not Printed
On motion of Senator Bracewell and by unanimous consent of the Senate, H. B. No. 617 was ordered not printed.

House Bill 617 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 617, A bill to be entitled "An Act amending Chapter 358, Acts

1943, 48th Legislature, as amended by Chapter 193, Acts 1947, 50th Legislature, as amended by Chapter 242, Acts 1951, 52nd Legislature, being also known as Article 6243g of Vernon's Revised Civil Statutes of Texas, 1925, providing retirement pensions for certain cities; providing certain conditions of employment; providing that employees may become entitled to credit for services rendered prior to becoming a member; providing an expiration date for receiving such credit; providing monthly additional bonus for service beyond the required period of service; providing disability pensions; providing for the withholding of certain part of employee's contribution refund when said employee leaves the employment of the city prior to retirement; providing for reinstatement in the Pension System; providing for physical examinations; defining total and permanent disability; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 617 on Third Reading

Senator Bracewell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 617 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 145 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 145, A bill to be entitled "An Act to amend Article 2877, Revised Civil Statutes, 1925, to provide for the changing of the name of the State Board of Examiners to State Board of Examiners for Teacher Education; providing that whenever such name of reference appears in any of the laws of this State shall mean and apply to the new name; to provide for the appointment of certain employees or officers of the public institutions of higher learning of Texas drawing a State salary warrant as such to serve as ex-officio members of the State Board of Examiners for Teacher Education, and designating such services of said Board as cumulative and ex-officio in nature; providing a saving clause; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 145 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 145 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Bracewell
Ashley	Colson
Bell	Corbin

Hardeman	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Russell
Latimer	Rutherford
Lock	Sadler
Martin	Secrest
McDonald	Shireman
Moffett	Strauss
Moore	Wagonseller
Parkhouse	Weinert
Phillips	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 355 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 355, A bill to be entitled "An Act to amend Article 1052, Code of Criminal Procedure of Texas, 1925, as amended, so as to provide a fee of Four Dollars (\$4) to be paid the Justices of the Peace in each criminal action tried and finally disposed of before him; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 355 on Third Reading

Senator Martin moved that the constitutional rule requiring bills to be read on three several days be sus-

pending and that H. B. No. 355 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 430 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 430, A bill to be entitled "An Act to amend Section 9 of Senate Bill No. 270, Chapter 7, Acts of the 46th Legislature, Regular Session; as amended by Senate Bill 158, Chapter 87, Acts of the 48th Legislature,

Regular Session; and House Bill No. 437, Chapter 207, Acts of the 49th Legislature, Regular Session, and House Bill 353, Chapter 72, Acts of the 50th Legislature, Regular Session; and House Bill 653, Chapter 271, Acts of the 51st Legislature, Regular Session; to extend the time of existence of the Special Ninth Judicial District Court of Montgomery, Polk, San Jacinto and Trinity Counties; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 430 on Third Reading

Senator Colson moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 430 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Latimer
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Colson	Moffett
Corbin	Moore
Hardeman	Parkhouse
Kazen	Phillips
Kelley	Rogers
Lane	of Childress

Rogers of Travis	Shireman
Russell	Strauss
Rutherford	Wagonseller
Sadler	Weinert
Secrest	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 915 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 915, A bill to be entitled "An Act granting to Willacy County Navigation District certain additional powers and authority; validating said District and bonds heretofore issued by it; containing a saving clause; and declaring an emergency."

The bill was read the second time.

Senator Shireman offered the following committee amendment to the bill:

Amend H. B. 915 by inserting the following Section to be known as Sec. 8(a).

"Sec. 8(a). Nothing in this Act shall be construed to apply to any suit or claims in litigation now pending, which directly or indirectly questions the validity of any orders and procedures creating and establishing the Willacy County Navigation District, or any bonds heretofore issued by said District."

The committee amendment was adopted.

Senator Shireman offered the following committee amendment to the bill:

Amend H. B. 915 by striking out all above the enacting clause and inserting in lieu thereof the following:

"An Act granting to Willacy County Navigation District certain additional powers and authority; validating said District and bonds heretofore issued by it, except under certain conditions; containing a saving clause; and declaring an emergency."

The committee amendment was adopted.

The bill, as amended, was passed to third reading.

House Bill 915 on Third Reading

Senator Shireman moved that the constitutional rule requiring bills to

be read on three several days be suspended and that H. B. No. 915 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Bill 909 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 909, A bill to be entitled "An Act to relinquish, confirm and grant unto the City of Corpus Christi, Texas, its heirs, successors and assigns, without limitation or reservation, all right, title and interest of

the State of Texas in and to certain land in said City hitherto submerged by the waters of Corpus Christi Bay, and known as the American Legion Center; ratifying and confirming sales and conveyances of such property heretofore made; fixing the consideration for said grant and providing disposition of said funds and the issuance of a patent therefor; granting all minerals unto the City of Corpus Christi, Texas, its heirs, successors and assigns; declaring that the Act shall be cumulative of former grants and authorities; repealing all laws in conflict herewith; providing that invalidity of any part of this Act shall not invalidate remaining parts hereof; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 909 on Third Reading

Senator Shireman moved that the constitutional rule requiring bill to be read on three several days be suspended and that H. B. No. 909 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Colson
Ashley	Corbin
Bell	Hardeman
Bracewell	Kazen

Kelley	Rogers of Travis
Lane	Russell
Latimer	Rutherford
Lock	Sadler
Martin	Secrest
McDonald	Shireman
Moffett	Strauss
Moore	Wagon seller
Parkhouse	Weinert
Phillips	Willis
Rogers	
of Childress	

Absent—Excused

Fuller	Hazlewood
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House Bill 835 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 835, A bill to be entitled "An Act validating, ratifying, confirming and approving certain contracts, scrip and time warrants, authorized by counties and cities of this State since the approval by the Governor of Texas on May 3, 1947, of Chap. 173, Acts of the 50th Leg. of Texas, Reg. Sess., 1947, upon certain specified conditions, but excepting from the validating provisions all contracts, scrip, etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 835 on Third Reading

Senator Corbin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 835 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Kazen	Russell
Kelley	Rutherford
Lane	Sadler
Latimer	Secrest
Lock	Shireman
Martin	Strauss
McDonald	Wagon seller
Moffett	Weinert
Moore	Willis

Nays—2

Aikin	Hardeman
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Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Kazen	Russell
Kelley	Rutherford
Lane	Sadler
Latimer	Secrest
Lock	Shireman
Martin	Strauss
McDonald	Wagonseller
Moffett	Weinert
Moore	Willis

Nays—2

Aikin Hardeman

Absent—Excused

Fuller Hazlewood

House Concurrent Resolution 40 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. C. R. No. 40, Authorizing the Speaker of the House and the Lieutenant Governor to appoint a committee to investigate the advisability of providing Seeing Eye dogs for deserving blind individuals.

The resolution was read second time and was passed to third reading.

House Concurrent Resolution 40 on Third Reading

Senator Parkhouse moved that the constitutional rule requiring resolutions to be read on three several days be suspended and that H. C. R. No. 40 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Colson
Ashley	Corbin
Bell	Hardeman
Bracewell	Kazen

Kelley	Rogers of Travis
Lane	Russell
Latimer	Rutherford
Lock	Sadler
Martin	Secrest
McDonald	Shireman
Moffett	Strauss
Moore	Wagonseller
Parkhouse	Weinert
Phillips	Willis
Rogers	
of Childress	

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 93 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 93, A bill to be entitled "An Act to amend Chapter 186, Acts of the Forty-fourth Legislature, 1935, making it a misdemeanor for persons having control of any livestock to permit the same to be on any designated State highway; providing certain exceptions; providing no civil cause of action for damages shall lie against any person, firm or corporation operating a vehicle on the highway within the 'open range' referred to in the Act by reason of such vehicle striking, injuring, killing or damaging any animal on said highway; defining the term 'open range'; providing that unattended livestock so found may be transported to the sheriff or any con-

stable of the county; providing for the disposition of such livestock; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 93 on Third Reading

Senator Shireman moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 93 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	ofChildress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and did not finally pass by the following vote:

Yeas—10

Bracewell	McDonald
Kelley	Moffett
Lane	Parkhouse
Latimer	Shireman
Martin	Strauss

Nays—14

Aikin	Rogers
Ashley	ofChildress
Bell	Rogers of Travis
Hardeman	Russell
Kazen	Sadler
Lock	Secrest
Moore	Wagon seller
Phillips	

Absent

Colson	Weinert
Corbin	Willis
Rutherford	

Absent—Excused

Fuller Hazlewood

House Concurrent Resolution 90 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. C. R. No. 90, Granting R. W. Spears permission to bring suit against the State of Texas and the Texas Highway Department in the court of competent jurisdiction in Wilbarger County in order to determine what damages, if any, and what compensation, if any, he is entitled to receive as the result of the manner and method of constructing a farm-to-market road between Odell, Texas, and Chillicothe, Texas, and providing either of the parties of said suit shall have the right of appeal.

The resolution was read second time and was passed to third reading.

House Concurrent Resolution 90 on Third Reading

Senator Moffett moved that the constitutional rule requiring resolutions to be read on three several days be suspended and that H. C. R. No. 90 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	ofChildress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Concurrent Resolution 58 on
Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. C. R. No. 58, Granting permission to Roy L. Propst and wife to bring suit against the State and the Veterans Land Board.

The resolution was read second time and was passed to third reading.

House Concurrent Resolution 58 on
Third Reading

Senator Sadler moved that the constitutional rule requiring resolutions to read on three several days be suspended and that H. C. R. No. 58 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Concurrent Resolution 89
on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. C. R. No. 89, Granting I. F. Robinson and Miss Cora Robinson permission to sue the State.

The resolution was read second time and was passed to third reading.

House Concurrent Resolution 89
on Third Reading

Senator Moore moved that the constitutional rule requiring resolutions to be read on three several days be suspended and that H. C. R. No. 89 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Martin
Ashley	McDonald
Bell	Moffett
Bracewell	Moore
Colson	Parkhouse
Corbin	Phillips
Hardeman	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Russell
Latimer	Rutherford
Lock	Sadler

Secrest
Shireman
Strauss

Wagonseller
Weinert
Willis

Absent—Excused

Fuller

Hazlewood

The presiding officer then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—29

Aikin
Ashley
Bell
Bracewell
Colson
Corbin
Hardeman
Kazen
Kelley
Lane
Latimer
Lock
Martin
McDonald
Moffett

Moore
Parkhouse
Phillips
Rogers
of Childress
Rogers of Travis
Russell
Rutherford
Sadler
Secrest
Shireman
Strauss
Wagonseller
Weinert
Willis

Absent—Excused

Fuller

Hazlewood

House Concurrent Resolution 120
on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. C. R. No. 120, Granting A. O. Nissen et al., permission to sue the State.

The resolution was read second time and was passed to third reading.

House Concurrent Resolution 120
on Third Reading

Senator Latimer moved that the constitutional rule requiring resolutions to be read on three several days be suspended and that H. C. R. No. 120 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin
Ashley
Bell
Bracewell
Colson

Corbin
Hardeman
Kazen
Kelley
Lane

Latimer
Lock
Martin
McDonald
Moffett
Moore
Parkhouse
Phillips
Rogers
of Childress

Rogers of Travis
Russell
Rutherford
Sadler
Secrest
Shireman
Strauss
Wagonseller
Weinert
Willis

Absent—Excused

Fuller

Hazlewood

The presiding officer then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—29

Aikin
Ashley
Bell
Bracewell
Colson
Corbin
Hardeman
Kazen
Kelley
Lane
Latimer
Lock
Martin
McDonald
Moffett

Moore
Parkhouse
Phillips
Rogers
of Childress
Rogers of Travis
Russell
Rutherford
Sadler
Secrest
Shireman
Strauss
Wagonseller
Weinert
Willis

Absent—Excused

Fuller

Hazlewood

House Concurrent Resolution 118
on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. C. B. No. 118, Granting Mrs. M. B. Buford et al., permission to sue the State.

The resolution was read second time and was passed to third reading.

House Concurrent Resolution 118
on Third Reading

Senator Bracewell moved that the constitutional rule requiring resolutions to be read on three several days be suspended and that H. C. R. No. 118 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Concurrent Resolution 45
on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. C. R. No. 45, Legislative intent of Article 7066-b as amended, to exempt motor carriers of persons and property who pay intangible assets tax from payment of the gross receipts tax.

The resolution was read second time and was passed to third reading.

House Concurrent Resolution 45
on Third Reading

Senator Strauss moved that the constitutional rule requiring resolutions

to be read on three several days be suspended and that H. C. R. No. 45 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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House Concurrent Resolution 123
on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. C. R. No. 123, Granting permission to A. D. Cosgrove to sue the State.

The resolution was read second time and was passed to third reading.

House Concurrent Resolution 123 on Third Reading

Senator Shireman moved that the constitutional rule requiring resolutions to be read on three several days be suspended and that H. C. R. No. 123 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Concurrent Resolution 103 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. C. R. No. 103, Granting to Claude Burnett permission to sue the State of Texas.

The resolution was read second time and passed to third reading.

House Concurrent Resolution 103 on Third Reading

Senator Rogers of Childress moved that the constitutional rule requiring resolutions to be read on three several days be suspended and that H. C. R. No. 103 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The presiding officer then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

House Bill 683 on Second Reading

The presiding officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 683, A bill to be entitled "An Act authorizing the consolidation of funds collected as taxes by the Texas Citrus Commission; the sale of the property of such Commission and the crediting of the proceeds to such funds; the payment of outstanding obligations of such Commission and the costs of administering this Act from such funds; the proration of the balance among the taxpayers who contributed to such fund; appropriating such funds for such purposes; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 683 on Third Reading

Senator Kelley moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 683 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller	Hazlewood
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The presiding officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Colson
Ashley	Corbin
Bell	Hardeman
Bracewell	Kazen

Kelley	Rogers of Travis
Lane	Russell
Latimer	Rutherford
Lock	Sadler
Martin	Secrest
McDonald	Shireman
Moffett	Strauss
Moore	Wagonseller
Parkhouse	Weinert
Phillips	Willis
Rogers	
of Childress	

Absent—Excused

Fuller	Hazlewood
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(President in the Chair.)

House Bill 898 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 898, A bill to be entitled "An Act making it unlawful to take or catch wild game or fish by certain methods and with certain equipment in the waters of Cooke and Grayson Counties, including Lake Texoma in Texas, and making it further unlawful to possess certain illegal equipment within five hundred (500) yards of any stream, lake or other fresh waters in Cooke and Grayson Counties, including Lake Texoma in Texas, providing a penalty; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 898 on Third Reading

Senator Russell moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 898 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Waconseller
McDonald	Weinert
Moffett	Willis

Absent—Excused

Fuller Hazlewood

**Local and Uncontested Bill
Calendar Concluded**

The President announced that the Session for consideration of Local and Uncontested Bills was concluded.

House Bill 325 on Second Reading

On motion of Senator Hardeman and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 325, A bill to be entitled "An Act to provide for licensing of veterinarians and regulation of the practice of veterinary medicine; making an appropriation; repealing Title 127, Veterinary Medicine and Surgery; Articles 7448 through 7465, Revised Civil Statutes of Texas, 1925, and Articles 1526 through 1532 of the Penal Code of Texas, 1925; and declaring an emergency."

The bill was read the second time.

Senator Ashley offered the following amendment to the bill:

Amend H. B. No. 325 by striking out Section 3 and inserting in lieu thereof the following:

"Section 3. The provisions of this

Act shall not apply nor shall the following be construed as the practice of veterinary medicine:

(1) treatment of or caring for animals in any manner personally by the owner thereof, or by any employee of the owner thereof, or any agent of the owner.

(2) performance of the operation of male castration on domestic animals, or docking or earmarking of domestic animals.

(3) performance of the operation of dehorning cattle, or the spaying of large animals, or operation in aid of the birth process in large animals.

(4) drenching and spraying of domestic animals for internal or external parasites, or vaccinating for black-leg, shipping fever, or sore mouth.

(5) recommendation by a retail distributor of a medicine, remedy or insecticide which is adequately labeled and has been duly registered with the Texas State Department of Health as required by the Texas Livestock Remedy Act when the retail distributor is advised by the customer of the type of ailment which he wishes to treat and the retail distributor makes no charge for the diagnosis of such ailment.

(6) branding, either by fire or paint.

(7) treatment and caring for poultry and rabbits."

**ASHLEY
HARDEMAN**

The amendment was adopted.

On motion of Senator Hardeman and by unanimous consent of the Senate the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to the third reading.

House Bill 325 on Third Reading

Senator Hardeman moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 325 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Colson
Ashley	Corbin
Bell	Hardeman
Bracewell	Kazen

Kelley	Rogers
Lane	of Childress
Latimer	Rogers of Travis
Lock	Russell
Martin	Sadler
McDonald	Secrest
Moffett	Shireman
Moore	Strauss
Parkhouse	Wagonseller
Phillips	Willis

Absent

Rutherford Weinert

Absent—Excused

Fuller Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Moffett
Ashley	Moore
Bell	Parkhouse
Bracewell	Phillips
Colson	Rogers
Corbin	of Childress
Hardeman	Rogers of Travis
Kazen	Russell
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis

Absent

Rutherford Weinert

Absent—Excused

Fuller Hazlewood

House Bill 451 on Second Reading

On motion of Senator Hardeman and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 451, A bill to be entitled "An Act amending Article 7531 of Chapter 1 of Title 128 of the Revised Civil Statutes of Texas, 1925, providing that the Board of Water Engineers shall adopt rules and regulations and modes of procedure for the performance of duties, powers, and functions prescribed and vested in it by this Chapter and for the enforcement of its provisions; providing that

the Board shall have a seal; providing that all such rules and regulations that are reasonable and do not conflict herewith shall be binding upon all persons affected; providing for the printing of said rules and regulations and the furnishing thereof to interested persons; etc., and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 451 on Third Reading

Senator Hardeman moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 451 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Ashley	Moore
Bell	Parkhouse
Bracewell	Phillips
Corbin	Rogers
Hardeman	of Childress
Kazen	Rogers of Travis
Kelley	Russell
Lane	Sadler
Latimer	Secrest
Lock	Shireman
Martin	Strauss
McDonald	Wagonseller
Moffett	Willis

Absent

Aikin Rutherford
Colson Weinert

Absent—Excused

Fuller Hazlewood

The president then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 449 on Second Reading

On motion of Senator Hardeman and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 449, A bill to be entitled "An Act amending Article 7470 of Chapter 1 of Title 128 of the Revised Civil Statutes of Texas, 1925,

prescribing the purposes for which public waters of this State may be appropriated; repealing Article 7470a of Chapter 1 of Title 128 of the Revised Civil Statutes of Texas, 1925, and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 449 on Third Reading

Senator Hardeman moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 449 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Moffett
Ashley	Moore
Bell	Parkhouse
Bracewell	Phillips
Colson	Rogers
Corbin	of Childress
Hardeman	Rogers of Travis
Kazen	Russell
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis

Absent

Rutherford Weinert

Absent—Excused

Fuller Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 452 on Second Reading

On motion of Senator Moffett and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 452, A bill to be entitled "An Act amending Article 7477, Chapter 1 of Title 128 of the Revised Civil Statutes of Texas, 1925; continuing the Board of Water Engineers; etc., and declaring an emergency."

The bill was read the second time.

Senator Moffett offered the following committee amendment to the bill:

Amend H. B. No. 452 by striking out the words and figures Sixty days (60 days) wherever they may appear in subdivision 12 of Section 1, and inserting in lieu thereof the words one hundred and twenty days (120 days).

The committee amendment was adopted.

Senator Moffett offered the following committee amendment to the bill:

Amend H. B. No. 452 by striking out the last sentence of subsection (12), Section 1 and inserting in lieu thereof the following:

"The venue in any or all such actions is hereby fixed exclusively in the district court of Travis County, Texas."

The committee amendment was adopted.

On motion of Senator Moffett and by unanimous consent of the Senate the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

House Bill 452 on Third Reading

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 452 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Moffett
Ashley	Moore
Bell	Parkhouse
Bracewell	Phillips
Colson	Rogers
Corbin	of Childress
Hardeman	Rogers of Travis
Kazen	Russell
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis

Absent

Rutherford Weinert

Absent—Excused

Fuller Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 447 on Second Reading

On motion of Senator Hardeman and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 447, A bill to be entitled "An Act amending Chapter 1 of Title 128 of R. C. S. of Texas, 1925, by adding 7519a cancelling all permits and certified filings for appropriation and use of public waters granted or filed more than ten years prior to effective date of this Act; etc., and declaring an emergency."

The bill was read the second time.

Senator Hardeman offered the following committee amendment to the bill:

Amend H. B. No. 447, Sec. 4, by striking out the date "January 1, 1954" and inserting in lieu thereof the date, "January 1, 1955."

The committee amendment was adopted.

On motion of Senator Hardeman and by unanimous consent of the Senate, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

House Bill 447 on Third Reading

Senator Hardeman moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 447 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Colson
Ashley	Corbin
Bell	Hardeman
Bracewell	Kazen

Kelley
Lane
Latimer
Lock
Martin
McDonald
Moffett
Moore
Parkhouse
Phillips

Rogers
of Childress
Rogers of Travis
Russell
Sadler
Secrest
Shireman
Strauss
Wagonseller
Willis

Absent

Rutherford Weinert

Absent—Excused

Fuller Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 453 on Second Reading

On motion of Senator Hardeman and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 453, A bill to be entitled "An Act clarifying statute on appropriation of unappropriated water of the State; and declaring an emergency."

The bill was read the second time.

Senator Hardeman offered the following amendment to the bill:

Amend H. B. No. 453 by adding a new section to be known as Sec. 2a, to read as follows:

"Sec. 2a. Nothing in this Act shall be construed to repeal or as repealing the provisions of H. B. No. 881 passed by the 53rd Legislature. Provided, that nothing in this Act shall require or necessitate the obtaining of a permit from the Board of Water Engineers or any other agency of the State for the construction of a dam or reservoir on private property to impound or contain not to exceed 200 acre-feet for domestic and livestock purposes."

**HARDEMAN
BELL**

The amendment was adopted.

On motion of Senator Hardeman and by unanimous consent of the Senate, the caption was amended to con-

form to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

House Bill 453 on Third Reading

Senator Hardeman moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 453 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Moffett
Ashley	Moore
Bell	Parkhouse
Bracewell	Phillips
Colson	Rogers
Corbin	of Childress
Hardeman	Rogers of Travis
Kazen	Russell
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis

Absent

Rutherford Weinert

Absent—Excused

Fuller Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Motion to Place Senate Bill 329 on Second Reading

Senator Lock asked unanimous consent to suspend the regular order of business to take up for consideration at this time S. B. No. 329.

There was objection.

Senator Lock then moved to suspend the regular order of business to take up S. B. No. 329.

The motion was lost by the following vote (not receiving two-thirds vote of the Members present):

Yeas—14

Aikin	Colson
Ashley	Hardeman

Kazen
Kelley
Lane
Latimer
Lock
Moffett

Phillips
Rogers
of Childress
Rogers of Travis
Sadler

Nays—12

Bell
Bracewell
Corbin
Martin
McDonald
Moore

Parkhouse
Secrest
Shireman
Strauss
Wagonseller
Willis

Absent

Russell Weinert
Rutherford

Absent—Excused

Fuller Hazlewood

Bills and Resolutions Signed

The President signed in the presence of the Senate, after the captions had been read, the following enrolled bills and resolutions:

S. B. No. 198, A bill to be entitled "An Act amending Chapter 173, Acts of the 47th Legislature, 1941, as amended, by adding a new section to be known as Section 15a, authorizing the use of certain unexpended balances in the Operator's and Chauffeur's License Fund for constructing and equipping a physical plant for the Texas Department of Public Safety; making an appropriation; and declaring an emergency."

S. B. No. 218, A bill to be entitled "An Act amending Section 6 of Chapter 283, Acts of the 40th Legislature, Regular Session, 1927, as amended, relating to municipal zoning commissions; and declaring an emergency."

S. B. No. 71, A bill to be entitled "An Act amending Article 3888, Revised Civil Statutes of Texas, 1925, as amended by Senate Bill 108, Acts of the 52nd Legislature, Chapter 200, page 329, so as to provide that the compensation paid the County Judges acting as Superintendents of Public Instruction by the County Board of School Trustees shall be received and retained by the County Judges in addition to all other compensation provided by law; providing that this Act shall become operative on the first day of the month immediately succeeding its effective date; providing that this Act shall be cumulative; and declaring an emergency."

S. B. No. 252, A bill to be entitled "An Act providing that 'municipality' as used herein means any county; school district; incorporated district, city, town, or village; or other incorporated political subdivision of this State; authorizing any municipality, after notice and competitive bidding, to execute, under certain restrictions, oil, gas and mineral leases upon lands or minerals, or any interest therein, owned or claimed by such municipality, etc., and declaring an emergency."

S. B. No. 291, A bill to be entitled "An Act to clarify the status of machinery used exclusively for drilling water wells with respect to registration and permit requirements for transportation over the public highways, by amending Section 2 of Chapter 88, General Laws of the 41st Legislature, Second Called Session, 1929, as amended (codified as Article 6675a-2 in Vernon's Texas Civil Statutes), and by amending subdivision (a) of Section 3, Chapter 42, General Laws of the 41st Legislature, Second Called Session, 1929, as amended (codified as Article 827a, Section 3, in Vernon's Texas Penal Code); repealing conflicting laws; and declaring an emergency."

S. B. No. 298, A bill to be entitled "An Act allowing additional compensation for justices of the peace, regardless of whether they are compensated on a fee or salary basis; providing that this Act shall be cumulative of other laws pertaining to such compensation; providing for a severability clause; and declaring an emergency."

S. B. No. 300, A bill to be entitled "An Act amending subdivision (b) of Article 16.06, Article 16.07 and Article 16.11 of Senate Bill 236, known as the Insurance Code, Acts 1951, 52nd Legislature; providing severability; and declaring an emergency."

S. B. No. 317, A bill to be entitled "An Act creating an additional district court in and for the counties of Gonzales, Colorado, Lavaca, and Guadalupe to be known as the 149th Judicial District; adjusting the business of the 25th Judicial District Court to the business thereof; etc.; and declaring an emergency."

S. B. No. 126, A bill to be entitled "An Act creating 'Canadian River Municipal Water Authority,' etc., and declaring an emergency."

S. B. No. 346, A bill to be entitled "An Act amending Chapter 247, General Laws of the 43rd Legislature, Regular Session, 1933, as amended, by adding Section 15a to provide for the appointment of a probation and parole officer, if such an officer has not been assigned to a court and/or district in Bexar County as provided by Chapter 452, Acts of the 50th Legislature, 1947; etc."

S. B. No. 241, A bill to be entitled "An Act making it unlawful to remove, alter, deface, cover or destroy the manufacturer's serial number or other manufacturer's number or other distinguishing identification mark upon any tractor or farm implement; making it unlawful for any person, firm, association, or corporation to sell or offer for sale, any tractor or farm implement whose serial number or manufacturer's number or other distinguishing identification mark has been removed, altered, defaced, covered or destroyed upon said tractor or farm implement; prescribing penalties for violation of this Act; and declaring an emergency."

S. B. No. 265, A bill to be entitled "An Act making an appropriation of \$547,755 to the Board of Regents of The University of Texas for the biennium ending August 31, 1955, to be used for the purpose of equipping, furnishing, and completing the construction of buildings and other permanent improvements at the M. D. Anderson Hospital for Cancer Research at Houston; and declaring an emergency."

S. B. No. 228, A bill to be entitled "An Act creating an additional District Court for Angelina, Cherokee and Nacogdoches Counties, Texas, to be known as the 140th District Court; adjusting the business of the 2nd District Court to the business thereof; providing for the appointment of a District Judge therefor; providing the terms of the 140th District Court created hereby and providing for continuous terms of said Court in each of said Counties; . . . etc.; and declaring an emergency."

S. B. No. 122, A bill to be entitled "An Act making it unlawful to operate any commercial motor vehicle or truck-tractor over any public highway by anyone other than the registered owner unless a copy of any lease, memorandum or agreement under which such operation is authorized shall be filed with the Department of

Public Safety, etc.; and declaring an emergency."

S. B. No. 272, A bill to be entitled "An Act amending Article 1379, Penal Code of Texas, 1925, as amended, by Senate Bill No. 34, General Laws of the 46th Legislature, Regular Session, 1939, page 241, defining certain offenses relating to the cutting, destruction, or carrying away of merchantable timber and prescribing the penalty therefor; and declaring an emergency."

S. B. No. 352, A bill to be entitled "An Act defining the authority of the State to accept gifts, grants or loans for the purposes of Civil Defense and Disaster Relief, etc., and declaring an emergency."

S. C. R. No. 56, Granting W. M. Johnson permission to sue the State.

S. C. R. No. 44, Governor to appoint committee to study preservation of records of Texas and Texans.

S. C. R. No. 48, Relating to the orderly development of the physical property of the State of Texas located at Austin, Texas.

S. J. R. No. 7, Proposing an amendment to the Constitution of the State of Texas amending Article III, Section 51a, providing that the Legislature shall have the power to provide assistance to and provide for the payment of same to actual bona fide citizens of Texas who are needy aged persons over the age of sixty-five (65) years, needy blind persons over the age of twenty-one (21) years, and needy children under the age of sixteen (16) years; etc.; and declaring an emergency.

S. C. R. No. 59, Designating March 1-6, 1954, as Public School Week in Texas.

S. C. R. No. 61, Suspending Joint Rules so as to permit consideration of S. B. 247 at any time.

S. C. R. No. 60, Requesting the Governor to return S. B. 42 to the Senate for correction.

S. C. R. No. 62, Suspending Joint Rules so as to consider H. B. 741 at any time.

House Bill 495 on Second Reading

Senator Corbin asked unanimous consent to suspend the regular order

of business to take up for consideration at this time H. B. No. 495.

There was objection.

Senator Corbin moved to suspend the regular order of business to take up H. B. No. 495.

The motion prevailed by the following vote:

Yeas—22

Aikin	Moore
Ashley	Rogers
Bell	ofChildress
Bracewell	Rogers of Travis
Colson	Russell
Corbin	Sadler
Kazen	Secrest
Kelley	Shireman
Latimer	Strauss
Lock	Wagonseller
McDonald	Willis
Moffett	

Nays—4

Hardeman	Martin
Lane	Phillips

Absent

Parkhouse	Weinert
Rutherford	

Absent—Excused

Fuller	Hazlewood
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The President laid before the Senate for consideration at this time the following bill:

H. B. No. 495, A bill to be entitled "An Act creating Small Claims Courts in the several counties within the State of Texas; etc., and declaring an emergency."

The bill was read the second time.

Senator Lane offered the following amendment to the bill:

Amend H. B. 495 by striking out Sections 5, 5a and 6 and substituting therefor the following:

"Upon the filing of the said affidavit and the payment of a \$2.00 filing fee, the judge shall issue process in the same manner as any other case in justice court. Service being by citation served by an officer of the State duly authorized to serve other citations."

LANE
MARTIN

Senator Corbin moved to table the amendment.

The motion to table was lost by the following vote:

Yeas—11

Aikin	Sadler
Corbin	Secrest
Kazen	Strauss
Kelley	Wagonseller
Moore	Willis
Parkhouse	

Nays—16

Ashley	McDonald
Bell	Moffett
Bracewell	Phillips
Colson	Rogers
Hardeman	of Childress
Lane	Rogers of Travis
Latimer	Russell
Lock	Shireman
Martin	

Absent

Rutherford	Weinert
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Absent—Excused

Fuller	Hazlewood
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Question recurring on the amendment, it was adopted.

Senator Martin offered the following amendment to the bill:

Amend H. B. 495 by striking out Section 9.

The amendment was adopted.

Senator Hardeman offered the following amendment to the bill:

Amend H. B. 495 by striking out Sec. 16.

The amendment was adopted.

Senator Bell moved to postpone further consideration of H. B. No. 495 until 10:30 o'clock a.m. on Monday, May 25, 1953.

The motion was lost by the following vote:

Yeas—4

Bell	Lane
Hardeman	Russell

Nays—22

Aikin	Martin
Ashley	McDonald
Bracewell	Moffett
Corbin	Moore
Kazen	Parkhouse
Kelley	Phillips
Latimer	Rogers
Lock	of Childress

Rogers of Travis	Strauss
Sadler	Wagonseller
Secrest	Willis
Shireman	

Absent

Colson	Weinert
Rutherford	

Absent—Excused

Fuller	Hazlewood
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On motion of Senator Corbin and by unanimous consent of the Senate, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading by the following vote:

Yeas—24

Aikin	Parkhouse
Ashley	Phillips
Bell	Rogers
Bracewell	of Childress
Colson	Rogers of Travis
Corbin	Russell
Kazen	Sadler
Kelley	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
Moffett	Willis
Moore	

Nays—3

Hardeman	McDonald
Lane	

Absent

Rutherford	Weinert
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Absent—Excused

Fuller	Hazlewood
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House Bill 495 on Third Reading

Senator Corbin moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 495 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Kelley
Ashley	Latimer
Bell	Lock
Bracewell	Martin
Colson	Moffett
Corbin	Moore
Kazen	Parkhouse

Phillips	Secrest
Rogers	Shireman
or Childress	Strauss
Rogers of Travis	Wagonseller
Russell	Willis
Sadler	

Nays—3

Hardeman	McDonald
Lane	

Absent

Rutherford	Weinert
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Absent—Excused

Fuller	Hazlewood
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 609 on Second Reading

On motion of Senator Secrest and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 609, A bill to be entitled "An Act to amend House Bill 127, Chapter 342, Acts of the 49th Legislature, Regular Session, 1945, being Article 4442b of the Revised Civil Statutes of Texas, and Article 701b of the Penal Code of Texas, providing for the licensing, inspection and regulation of nursing homes and related institutions as defined herein, defining certain terms used herein, providing for the enforcement procedures necessary to carry out the provisions of this Act, making an appropriation, providing a repealing clause, providing a saving clause and declaring an emergency."

The bill was read the second time.

Senator Secrest offered the following committee amendment to the bill:

Amend Committee Substitute for H. B. 609 by striking subsection (d) of Section 2 and substituting the following:

"(d) 'Licensing Agency' means the Department of Public Welfare."

Senator Bracewell offered the following substitute for the committee amendment:

Amend Senate Committee Substi-

tute for House Bill 609 by striking out all of Section 2 and substituting in lieu thereof the following:

Section 2. Definitions. As used in this Act:

(a) 'Institution' means an establishment which furnishes (in single or multiple facilities) food and shelter to four (4) or more persons unrelated to the proprietor, and, in addition, provides minor treatment or services which meet some need beyond the basic provision of food, shelter, and laundry. Nothing in this Act shall apply to hotels or other similar places that furnish only food and lodging, or either, to their guests. And provided further that the provisions of this Act shall not apply to any regularly operated hospital, which is defined as follows: Hospital is an institution for the treatment of the sick and which is organized, managed and personelled to supply scientifically and efficiently all or any recognized part of the completion requirements for the preservation, diagnosis and treatment of physical, mental and the medical aspects of ills, disorders or abnormalities, with functioning facilities in the many special professional, technical and economic fields essential to the discharge of its proper functions, and with adequate contacts with physicians for the care and treatment of any disease or disorder, mental or physical, or any physical deformity or injury. The provisions of this Act shall not apply to any nursing home conducted by or for the adherents of any well-recognized church or religious denomination for the purpose of providing facilities for the care or treatment of the sick who depend exclusively upon prayer or spiritual means for healing, without the use of any drug or material remedy, provided safety, sanitary and quarantine laws and regulations are complied with.

(b) 'Person' means any individual, firm, partnership, corporation, association, or joint stock association, and the legal successors thereof.

(c) 'Government unit' means the state or any county, municipality or other political subdivision, or any department, division, board, or other agency of any of the foregoing.

(d) 'Licensing Agency' means the State Department of Public Health.

Senator Rogers of Travis offered the following amendment to the substitute:

Amend the substitute for the com-

mittee amendment No. 1 to H. B. 609 by striking out all of subsection (d) of the amendment and substituting in lieu thereof the following:

"(d) 'Licensing Agency' means the State Department of Public Welfare."

Senator Secrest moved to table the amendment to the substitute.

The motion to table prevailed by the following vote:

Yeas—24

Aikin	Moore
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Russell
Hardeman	Rutherford
Kazen	Sadler
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis
Moffett	

Nays—4

Ashley	Parkhouse
McDonald	Rogers of Travis

Absent

Weinert

Absent—Excused

Fuller	Hazlewood
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Question recurring on the substitute for the committee amendment, it was adopted.

The committee amendment, as substituted, was then adopted.

Senator Hardeman offered the following amendment to the bill:

Amend Committee Substitute for House Bill 609, printed copy, line 10, by striking out the words, "Twenty-five Dollars plus One Dollar for each unit of capacity or bed-space for which a license is sought," as they appear in Section 4, and substituting in lieu thereof the following: "Ten Dollars plus Twenty-five Cents for each unit of capacity or bed-space for which a license is sought."

**HARDEMAN
MARTIN**

On motion of Senator Secrest the amendment was tabled by the following vote:

Yeas—16

Corbin	Kazen
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Kelley	Russell
Latimer	Rutherford
Moffett	Sadler
Moore	Secrest
Parkhouse	Strauss
Phillips	Wagonseller
Rogers	Willis
of Childress	

Nays—12

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Colson	Rogers of Travis
Hardeman	Shireman

Absent

Weinert

Absent—Excused

Fuller	Hazlewood
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Senator Aikin offered the following amendment to the bill:

Amend H. B. 609 by striking out subsection (f) of Section 7, page 3, of the printed bill.

**AIKIN
BRACEWELL**

The amendment was adopted.

On motion of Senator Secrest and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

House Bill 609 on Third Reading

Senator Secrest moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 609 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Kazen	Russell
Kelley	Rutherford
Lane	Sadler
Latimer	Secrest
Lock	Shireman
Martin	Strauss
McDonald	Wagonseller
Moffett	Willis

Nays—1

Hardeman

Absent

Weinert

Absent—Excused

Fuller

Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—23

Ashley

Phillips

Bell

Rogers

Bracewell

of Childress

Colson

Rogers of Travis

Corbin

Russell

Kazen

Rutherford

Kelley

Sadler

Latimer

Secrest

Lock

Shireman

Moffett

Strauss

Moore

Wagonseller

Parkhouse

Willis

Nays—5

Aikin

Martin

Hardeman

McDonald

Lane

Absent

Weinert

Absent—Excused

Fuller

Hazlewood

Vote Reconsidered on Final Passage of Senate Bill 42

On motion of Senator Shireman and by unanimous consent the vote by which S. B. No. 42 was finally passed was reconsidered.

The President laid before the Senate on third reading S. B. No. 42.

The bill was read the third time.

Senator Shireman offered the following amendment to the bill:

Amend Senate Bill No. 42, the enrolled copy recalled from the Governor's office by S. C. R. No. 60, Section 1, by changing period at the end of Article 563 to a comma and by adding the following language immediately thereafter:

"provided, however, that the cost of compensating officers and such

witnesses in the case of a misdemeanor shall be paid out of the General Funds of the County wherein the complaint was originally filed."

The amendment was adopted by the following vote:

Yeas—28

Aikin

Moore

Ashley

Parkhouse

Bell

Phillips

Bracewell

Rogers

Colson

of Childress

Corbin

Rogers of Travis

Hardeman

Russell

Kazen

Rutherford

Kelley

Sadler

Lane

Secrest

Latimer

Shireman

Lock

Strauss

Martin

Wagonseller

McDonald

Willis

Moffett

Absent

Weinert

Absent—Excused

Fuller

Hazlewood

On motion of Senator Shireman and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was again passed.

House Joint Resolution 8 on Second Reading

On motion of Senator Colson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. J. R. No. 8, Proposing an amendment to the Constitution of the State of Texas so as to provide that each county in the State of Texas shall have an Assessor-Collector of Taxes beginning January 1, 1955; providing for the repeal of Section 16 of Article VIII of the Constitution of Texas; providing for submission of this amendment to the voters of Texas; and providing the time, means, and manner thereof.

The resolution was read second time.

Senator Colson offered the following amendment to the resolution:

Amend H. J. R. No. 8 by striking

out all below the Resolving Clause and inserting in lieu thereof the following:

"Section 1. That Section 16a shall be added to Article VIII of the Constitution of Texas so as to read as follows:

"Section 16a. In any county having a population of less than 10,000 inhabitants, as determined by the last preceding census of the United States, the Commissioners Court may submit to the qualified property taxpaying voters of such county at an election the question of adding an Assessor-Collector of Taxes to the list of authorized County officials. If a majority of such voters voting in such election shall approve of adding an Assessor-Collector of Taxes to such list, then such official shall be elected at the next General Election for such Constitutional term of office as is provided for other Tax Assessor-Collectors in this State."

"Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electors of the State at the General Election to be held throughout the State on the first Tuesday after the first Monday in November, 1954, at which election all ballots shall have written or printed thereon the following:

"FOR the Constitutional Amendment permitting elections in Counties of less than 10,000 inhabitants to provide for an Assessor-Collector of Taxes,"

and

"AGAINST the Constitutional Amendment permitting elections in Counties of less than 10,000 inhabitants to provide for an Assessor-Collector of Taxes."

"If it appears from the returns of said election that a majority of the votes cast are in favor of said Amendment, the same shall become a part of the State Constitution."

"Section 3. The Governor shall issue the necessary proclamation for said election and have the same published as required by the Constitution and laws of this State."

The amendment was adopted.

Senator Colson offered the following amendment to the resolution:

Amend H. J. R. No. 8 by striking out all above the Resolving Clause and inserting in lieu thereof the following:

"Proposing an amendment to the Constitution of the State of Texas

by adding Section 16a to Article VIII to provide that in counties of less than 10,000 inhabitants, as determined by the last preceding census of the United States, elections may be held to provide for an Assessor-Collector of Taxes; providing for submission of this amendment to the voters of Texas; and providing the time, means and manner thereof."

The amendment was adopted.

The resolution, as amended, was passed to third reading.

House Joint Resolution 8 on Third Reading

Senator Colson moved that the constitutional rule requiring resolutions to be read on three several days be suspended and that H. J. R. No. 8 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Willis
Moffett	

Absent

Weinert

Absent—Excused

Fuller

Hazlewood

The President then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

Yeas—27

Aikin	Kazen
Ashley	Kelley
Bell	Latimer
Bracewell	Lock
Colson	Martin
Corbin	McDonald
Hardeman	Moffett

Moore	Rutherford
Parkhouse	Sadler
Phillips	Secrest
Rogers	Shireman
of Childress	Strauss
Rogers of Travis	Wagon seller
Russell	Willis

Nays—1

Lane

Absent

Weinert

Absent—Excused

Fuller

Hazlewood

House Bill 315 on Second Reading

On motion of Senator Ashley and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 315, A bill to be entitled "An Act amending Section 5 of Chapter 173, Acts of the Forty-seventh Legislature, Regular Session, 1941, relating to restrictions on drivers of school buses and public or common carriers, by reducing the minimum age of school bus drivers from twenty-one (21) years to seventeen (17) years; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 315 on Third Reading

Senator Ashley moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 315 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Parkhouse
Ashley	Phillips
Bell	Rogers
Bracewell	of Childress
Colson	Rogers of Travis
Corbin	Russell
Hardeman	Rutherford
Kazen	Sadler
Kelley	Secrest
Lane	Shireman
Lock	Strauss
Martin	Wagon seller
Moffett	Willis
Moore	

Nays—2

Latimer

McDonald

Absent

Weinert

Absent—Excused

Fuller

Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Record of Votes

Senators Aikin, Martin and Hardeman asked to be recorded as voting "nay" on the final passage of H. B. No. 315.

House Bill 274 on Second Reading

On motion of Senator Sadler and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 274, A bill to be entitled "An Act to amend Article III of Senate Bill No. 116, Acts of 51st Legislature, Regular Session, 1949, Ch. 334, by adding thereto a new Section to be designated Section 2, providing and prescribing method for the determination of professional unit eligibility of school districts located in or under jurisdiction of a county declared to be in a drought disaster area; etc., and declaring an emergency."

The bill was read the second time.

Senator Lock offered the following amendment to the bill:

Amend H. B. No. 274 by adding the following sentence at an appropriate place:

"Provided that no additional professional unit shall be authorized by this Act."

The amendment was adopted.

The bill, as amended, was passed to third reading.

House Bill 274 on Third Reading

Senator Sadler moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 274 be

placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Moore
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Colson	of Childress
Corbin	Rogers of Travis
Hardeman	Russell
Kazen	Rutherford
Kelley	Sadler
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis
Moffett	

Absent

Weinert

Absent—Excused

Fuller Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Concurrent Resolution 64

Senator Strauss offered the following resolution:

S. C. R. No. 64, Recalling S. B. No. 291 from Governor's office.

Be It Resolved by the Senate, the House of Representatives concurring, that S. B. No. 291 be recalled from the Governor's office for correction.

The resolution was read.

On motion of Senator Strauss and by unanimous consent, the resolution was considered immediately and was adopted.

Senate Concurrent Resolution 65

Senator Rogers of Childress offered the following resolution:

S. C. No. 65, Suspending Joint Rules to consider S. B. No. 105.

Be It Resolved by the Senate of Texas, the House of Representatives concurring, that the Joint Rules be suspended so that S. B. No. 105 may be considered at any time.

The resolution was read.

On motion of Senator Rogers of Childress and by unanimous consent, the resolution was considered immediately and was adopted.

House Concurrent Resolution 110
on Second Reading

On motion of Senator Kazen and by unanimous consent, the President laid before the Senate for consideration, the following resolution:

H. C. R. No. 110, Requesting Gov. Allan Shivers to redesignate the Texas Surplus Property Agency for continuation in the years 1953-54, and 1954-55, etc.

The resolution was read the second time and was adopted.

House Concurrent Resolution 105
on Second Reading

On motion of Senator Aikin and by unanimous consent, the President laid before the Senate for consideration at this time the following resolution:

H. C. R. No. 105, Requesting Hon. J. W. Edgar, Commissioner of Education of Texas, to appoint a committee to evaluate the potential of educational television for Texas, etc.

The resolution was read the second time and was adopted.

Motion to Place House Bill 523
on Second Reading

Senator McDonald asked unanimous consent to suspend the regular order of business to take up H. B. No. 523.

There was objection.

Senator McDonald then moved to suspend the regular order of business to take up H. B. No. 523.

The motion was lost by the following vote:

Yeas—13

Corbin	Russell
Kazen	Rutherford
Latimer	Sadler
Lock	Secrest
Martin	Shireman
McDonald	Wagonseller
Rogers of Travis	

Nays—14

Aikin	Colson
Ashley	Hardeman
Bell	Kelley
Bracewell	Lane

Moffett
Moore
Phillips

Rogers
of Childress
Strauss
Willis

Absent

Parkhouse Weinert

Absent—Excused

Fuller Hazlewood

Senate Concurrent Resolution 66

Senator Willis offered the following resolution:

S. C. R. No. 66, Suspending Joint Rules to consider S. B. No. 52.

Be It Resolved by the Senate of Texas, the House of Representatives concurring, that the Joint Rules be suspended so that Senate Bill No. 52 may be considered at any time.

The resolution was read and was adopted.

Record of Vote

Senator Strauss asked to be recorded as voting "nay" on adoption of S. C. R. No. 66.

Senate Concurrent Resolution 67

Senator Willis offered the following resolution:

S. C. No. 67, Suspending Joint Rules to consider S. B. No. 273.

Be It Resolved by the Senate of Texas, the House of Representatives concurring, that the Joint Rules be suspended so that S. B. No. 273 may be considered at any time.

The resolution was read and was adopted.

House Concurrent Resolution 112 on Second Reading

On motion of Senator Colson and by unanimous consent, the President laid before the Senate for consideration at this time the following resolution:

H. C. R. No. 112, Requesting the Legislative Budget Board to study the program needs, facilities and costs of operating the State Hospital for Crippled and Deformed Children (a part of the University of Texas Medical Branch) and to compile information and make recommendations relating, etc.

The resolution was read the second time and was adopted.

House Bill 367 on Second Reading

Senator Aikin asked unanimous consent to suspend the regular order of business to take up for consideration at this time H. B. No. 367.

There was objection.

Senator Aikin then moved to suspend the regular order of business and take up H. B. No. 367.

The motion prevailed by the following vote:

Yeas—26

Aikin	Parkhouse
Ashley	Phillips
Bell	Rogers
Bracewell	of Childress
Colson	Rogers of Travis
Corbin	Russell
Hardeman	Rutherford
Kazen	Sadler
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
McDonald	Wagonseller
Moffett	Willis
Moore	

Nays—2

Lock Martin

Absent

Weinert

Absent—Excused

Fuller Hazlewood

The President laid before the Senate for consideration at this time the following bill:

H. B. No. 367, A bill to be entitled "An Act amending Article V, Section I, of Senate Bill No. 116, Chapter 334, Acts of the 51st Legislature, Regular Session, 1949, as amended, so as to provide for current operating costs to be allotted to 'exceptional children teacher units'; repealing all laws or parts of laws in conflict with this Act to the extent of such conflict only; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 367 on Third Reading

Senator Aikin moved that the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 367 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Parkhouse
Ashley	Phillips
Bell	Rogers
Bracewell	of Childress
Colson	Rogers of Travis
Corbin	Russell
Hardeman	Rutherford
Kazen	Sadler
Kelley	Secrest
Lane	Shireman
Martin	Strauss
McDonald	Wagonseller
Moffett	Willis

Nays—3

Latimer	Moore
Lock	

Absent

Weinert

Absent—Excused

Fuller	Hazlewood
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

(Saturday, May 23, 1953)

**Motion to Place House Bill 418
on Second Reading**

Senator Rogers of Travis asked unanimous consent to suspend the regular order of business to take up H. B. No. 418.

There was objection.

Senator Rogers of Travis then moved to suspend the regular order of business to take up H. B. No. 418.

The motion was lost by the following vote:

Yeas—8

Aikin	Rogers
Lock	of Childress
Parkhouse	Rogers of Travis
Phillips	Sadler
	Wagonseller

Nays—19

Ashley	Corbin
Bell	Hardeman
Bracewell	Kazen
Colson	Kelley

Lane	Rutherford
Latimer	Secrest
Martin	Shireman
Moffett	Strauss
Moore	Willis
Russell	

Absent

McDonald	Weinert
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Absent—Excused

Fuller	Hazlewood
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**Motion to Place House Bill 427
on Second Reading**

Senator Moffett asked unanimous consent to suspend the regular order of business to take up H. B. No. 427.

There was objection.

Senator Moffett then moved to suspend the regular order of business to take up H. B. No. 427.

The motion was lost by the following vote (not receiving two-thirds vote of the Members present):

Yeas—17

Aikin	Moffett
Ashley	Parkhouse
Bell	Phillips
Bracewell	Rogers
Kazen	of Childress
Kelley	Rutherford
Lane	Secrest
Latimer	Shireman
Martin	Strauss

Nays—10

Corbin	Rogers of Travis
Hardeman	Russell
Lock	Sadler
McDonald	Wagonseller
Moore	Willis

Absent

Colson	Weinert
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Absent—Excused

Fuller	Hazlewood
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Adjournment

On motion of Senator Hardeman, the Senate at 12:12 o'clock p. m. adjourned until 10:30 o'clock a. m. on Monday, May 25, 1953.

Record of Vote

Senator Colson asked to be recorded as voting "nay" on the motion to adjourn.